

NOTICES

CAPITOL PRESERVATION COMMITTEE

Request for Proposal

CPC 09.120: Capitol Maintenance of finishes and fixtures. This is a 5 year maintenance project. The scope includes dusting and general cleaning of plaster and marble, walls, beam drops, soffits, moldings, bronze and marble railings, bronze and marble sculpture, gilded surfaces, finished woodwork, painted art work and miscellaneous architectural materials and finishes. The work also includes repair, preparation and refinishing of historic plaster, marble and wood, and touch in of gilded surfaces by qualified artisans. Project duration: July 2009—March 2014. A \$100 dollar deposit is required for issuance of project documents. Issue date of proposal will be the 15th of April 2009, at 2 p.m. Mandatory preproposal conference and walk through will be held on the 22nd of April at 10 am, convene in Room 630, Main Capitol. Proposal receipt date is the 27th of May 2009, at 2 p.m. prevailing time. Project documents may be obtained in Room 630, Main Capitol Building, Harrisburg, PA or by contacting Tara Pyle (717) 783-6484.

RUTHANN HUBBERT-KEMPER,
Executive Director

[Pa.B. Doc. No. 09-570. Filed for public inspection March 27, 2009, 9:00 a.m.]

Request for Proposal

CPC 08.118: South Wing Capitol Entrance Restoration. Selective removal of existing Mercer field tile and salvage of existing tile medallions. Installation of new Committee supplied Mercer replacement tile and tile Medallions. Temporary removal and replacement of existing iron and brass railings. Removal and resetting of existing granite step blocks. Repair and reconstruction of concrete step foundations. Miscellaneous masonry cleaning and repair. Construction and maintenance of temporary access stairs and railings. Project duration: July 2009—September 2009. A \$100 dollar deposit is required for issuance of project documents. Issue date of proposal will be the 22nd of April 2009, at 2 p.m. Mandatory preproposal conference and walk through will be held on the 29th of April at 10 a.m., convene in Room 630, Main Capitol. Proposal receipt date is the 27th of May 2009 at 2 p.m. prevailing time. Project documents may be obtained in Room 630, Main Capitol Building, Harrisburg, PA or by contacting Tara Pyle (717) 783-6484.

RUTHANN HUBBERT-KEMPER,
Executive Director

[Pa.B. Doc. No. 09-571. Filed for public inspection March 27, 2009, 9:00 a.m.]

DEPARTMENT OF AGRICULTURE

Order of Quarantine; Tuberculosis Testing Requirements for Importation of Cattle, Bison, Goats or Camelids

Recitals

A. Tuberculosis is an infectious disease of animals. It can infect a variety of animal species, including cattle, water buffalo, bison, elk, deer, pigs, elephants, camelids, nonhuman primates, goats, sheep, dogs, cats, equines and humans.

B. The Domestic Animal Law (3 Pa.C.S.A. § 2321(38)) designates Tuberculosis a "dangerous transmissible disease."

C. The Department of Agriculture (Department) has broad authority under the Domestic Animal Law to regulate the keeping and handling of domestic animals to exclude, contain or eliminate dangerous transmissible diseases.

D. Tuberculosis has infected cattle and deer in four states including California, Michigan, Minnesota and New Mexico. These states have lost their "Accredited-Free" status that had been assigned them by the United States Department of Agriculture (USDA). States that lose this status are subject to more rigorous testing requirements; and the market for Tuberculosis-susceptible animals (and the products of these animals) originating from these states is limited.

E. Tuberculosis can be transmitted by exposure of infected animals to noninfected animals. The presence of Tuberculosis in wild animals threatens the domestic animal population.

F. Tuberculosis is of particular concern to this Commonwealth's animal industry, in that its presence would severely limit the market for Tuberculosis-susceptible animals originating from this Commonwealth, and for Pennsylvania-produced meat, milk and milk products. In addition, Tuberculosis has the potential to be transmitted to humans under some circumstances.

G. There is no economical treatment or vaccine for Tuberculosis. There are live animal tests available for Tuberculosis.

H. Although the Department has current regulations that impose adequate importation testing and documentation requirements on most Tuberculosis-susceptible species, cattle, bison, camelid and goat species are not addressed (or are not adequately addressed) in these requirements—making it necessary for the Department to establish these importation and documentation requirements by a Quarantine Order.

Order

The Department of Agriculture enters an Interstate Quarantine Order, incorporating the foregoing recitals. This order is entered under authority of the Domestic Animal Law and establishes the following restrictions and conditions:

1. No animal of the cattle or bison species shall be imported into this Commonwealth unless it:

a. originates from a state or zone that is designated "Accredited Free" with respect to Tuberculosis by the USDA in accordance with that agency's regulations and Uniform Methods and Rules; or

b. originates from a state or zone that is designated "Modified Accredited Advanced" with respect to Tuberculosis by USDA and—without regard to the age of the animal—it has been tested for Tuberculosis within 60 days preceding importation and been classified test-negative for Tuberculosis; or

c. originates from a state or zone that is designated "Modified Accredited" with respect to Tuberculosis by USDA and;

i. all animals in the herd that are 12 months of age and older have been tested for the presence of Tuberculosis within 12 months preceding importation and have been classified test-negative for Tuberculosis; and

ii. the animal (regardless of its age) has—within 60 days preceding importation and at least 60 days after the whole herd test was completed—been tested for the presence of Tuberculosis and been classified test-negative for Tuberculosis; or

d. is imported directly to a slaughter facility inspected by the United States Department of Agriculture Food Safety Inspection Service, for slaughter within 10 days of importation.

2. No animal of the goat species shall be imported into this Commonwealth unless it:

a. originates from a state that is designated "Accredited—Free" with respect to Tuberculosis by USDA; or

b. originates from a state or zone that is designated "Modified Accredited Advanced" with respect to Tuberculosis by USDA and—without regard to the age of the animal—it has been tested for the presence of Tuberculosis within 60 days preceding importation and been classified test-negative for Tuberculosis; or

c. originates from a state or zone that is designated "Modified Accredited" with respect to Tuberculosis by USDA and:

i. all animals in the herd that are 12 months of age and older have been tested for the presence of Tuberculosis within 12 months preceding importation and been classified test-negative for Tuberculosis; and

ii. the animal (regardless of its age) has within 60 days preceding importation and at least 60 days after the whole herd test was completed been tested for the presence of Tuberculosis and been classified test-negative for Tuberculosis; or

d. is imported directly to a slaughter facility inspected by the United States Department of Agriculture Food Safety Inspection Service, for slaughter within 10 days of importation.

3. No animal of the camelid species shall be imported into this Commonwealth unless it:

a. originates from a state that is designated Accredited-Free" with respect to tuberculosis by the USDA in accordance with that agency's regulations and Uniform Methods and Rules; or

b. originates from a state or zone that is designated "Modified Accredited Advanced" with respect to Tuberculosis by USDA and—without regard to the age of the animal—it has been tested for the presence of tuberculosis within 60 days preceding importation and been classified test-negative for Tuberculosis; or

c. originates from a state or zone that is designated "Modified Accredited" with respect to Tuberculosis by USDA and:

i. all animals in the herd that are 12 months of age and older have been tested for the presence of Tuberculosis within 12 months preceding importation and been classified test-negative for Tuberculosis; and

ii. the animal (regardless of its age) has within 60 days preceding importation and at least 60 days after the entire herd test was completed been tested for the presence of Tuberculosis and been classified test-negative for Tuberculosis; or

d. is imported directly to a slaughter facility inspected by the United States Department of Agriculture Food Safety Inspection Service, for slaughter within 10 days of importation.

4. No animal of the cattle, bison, goat or camelid species shall be imported into this Commonwealth if it has been exposed to Tuberculosis test-positive animals or animals that have clinical signs consistent with Tuberculosis.

5. The requirements of paragraphs (1)—(3) shall not apply to cattle, bison, goats or camelids that are being transported through this Commonwealth to a destination outside this Commonwealth, without being exposed to other Tuberculosis-susceptible animals.

6. This Order supplants any inconsistent regulation of the Department on the same subject matter to the extent of the inconsistency.

7. Any person violating the requirements of this Order shall be subject to criminal prosecution and/or civil penalties of up to \$10,000 per violation.

8. This Order shall not be construed as limiting the Department's authority to establish additional quarantine or testing requirements relating to Tuberculosis.

9. This Order is immediately effective on March 28, 2009, and shall remain in effect unless rescinded or modified by subsequent order.

DENNIS C WOLFF,
Secretary

[Pa.B. Doc. No. 09-572. Filed for public inspection March 27, 2009, 9:00 a.m.]

DEPARTMENT OF BANKING

Actions on Applications

The Department of Banking (Department), under the authority contained in the act of November 30, 1965 (P. L. 847, No. 356), known as the Banking Code of 1965; the act of December 14, 1967 (P. L. 746, No. 345), known as the Savings Association Code of 1967; the act of May 15, 1933 (P. L. 565, No. 111), known as the Department of Banking Code; and the act of December 9, 2002 (P. L. 1572, No. 207), known as the Credit Union Code, has taken the following action on applications received for the week ending March 17, 2009.

Under section 503.E of the Department of Banking Code (71 P. S. § 733-503.E), any person wishing to comment on the following applications, with the exception of branch applications, may file their comments in writing with the Department of Banking, Corporate Applications Division, 17 North Second Street, Suite 1300, Harrisburg, PA 17101-2290. Comments must be received no later than 30 days from the date notice regarding receipt of the application is published in the *Pennsylvania Bulletin*. The nonconfidential portions of the applications are on file at the Department and are available for public inspection, by appointment only, during regular business hours. To schedule an appointment, contact the Corporate Applications Division at (717) 783-2253. Photocopies of the nonconfidential portions of the applications may be requested consistent with the Department's Right-to-Know Law Records Request policy.

BANKING INSTITUTIONS

Holding Company Acquisitions

<i>Date</i>	<i>Name of Corporation</i>	<i>Location</i>	<i>Action</i>
3-13-2009	Tower Bancorp, Inc., Greencastle, to acquire 100% of Graystone Financial Corp., Lancaster	Greencastle	Approved

Consolidations, Mergers and Absorptions

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
3-13-2009	Graystone Bank, Lancaster, and The First National Bank of Greencastle, Greencastle Surviving Institution: Graystone Bank, Lancaster, with the resulting institution continuing under the name "Graystone Tower Bank"	Lancaster	Approved
3-16-2009	NOVA Bank, Berwyn, and Pennsylvania Business Bank, Berwyn Surviving Institution: NOVA Bank, Berwyn	Berwyn	Filed

Branch Applications

De Novo Branches

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
3-10-2009	Graystone Bank Lancaster Lancaster County	1001 Carlisle Street Hanover York County	Filed
3-11-2009	Somerset Trust Company Somerset Somerset County	1448 County Line Road Champion Westmoreland County	Filed

Branch Consolidations

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
3-12-2009	Peoples State Bank of Wyalusing Pa. Wyalusing Bradford County	<i>Into:</i> Route 6 Wysox Bradford County <i>From:</i> P & C Food Market Bradford Towne Centre Wysox Bradford County	Filed

Branch Discontinuances

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
3-11-2009	Beneficial Mutual Savings Bank Philadelphia Philadelphia County	8400 Bustleton Avenue Suite 100 Philadelphia Philadelphia County	Approved

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
3-11-2009	Beneficial Mutual Savings Bank Philadelphia Philadelphia County	12377 Academy Road Philadelphia Philadelphia County	Approved
3-11-2009	Beneficial Mutual Savings Bank Philadelphia Philadelphia County	414 Cooper Street Beverly Burlington County, NJ	Approved
3-11-2009	Beneficial Mutual Savings Bank Philadelphia Philadelphia County	1 Rose Street and Beverly Rancocas Road Willingboro Burlington County, NJ	Approved
3-11-2009	Lafayette Ambassador Bank Easton Northampton County	215 Robinson Avenue Pen Argyl Northampton County	Approved
3-16-2009	Citizens Bank of Pennsylvania Philadelphia Philadelphia County	1006 North Elmira Street Sayre Bradford County	Filed

SAVINGS INSTITUTIONS

No activity.

CREDIT UNIONS**Branch Applications****De Novo Branches**

<i>Date</i>	<i>Name of Credit Union</i>	<i>Location</i>	<i>Action</i>
3-10-2009	Glatco Credit Union Spring Grove York County	Spring Grove High School 1490 Roth's Church Road Spring Grove York County	Opened

The Department's web site at www.banking.state.pa.us includes public notices for more recently filed applications.

STEVEN KAPLAN,
Secretary

[Pa.B. Doc. No. 09-573. Filed for public inspection March 27, 2009, 9:00 a.m.]

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Applications, Actions and Special Notices

APPLICATIONS

THE CLEAN STREAMS LAW AND THE FEDERAL CLEAN WATER ACT APPLICATIONS FOR NATIONAL POLLUTION DISCHARGE ELIMINATION SYSTEM (NPDES) PERMITS AND WATER QUALITY MANAGEMENT (WQM) PERMITS

This notice provides information about persons who have applied for a new, amended or renewed NPDES or WQM permit, a permit waiver for certain stormwater discharges or submitted a Notice of Intent (NOI) for coverage under a general permit. The applications concern, but are not limited to, discharges related to industrial, animal or sewage waste, discharges to groundwater, discharges associated with municipal separate storm sewer systems (MS4), stormwater associated with construction activities or concentrated animal feeding operations (CAFOs). This notice is provided in accordance with 25 Pa. Code Chapters 91 and 92 and 40 CFR Part 122, implementing The Clean Streams Law (35 P. S. §§ 691.1—691.1001) and the Federal Clean Water Act.

<i>Location</i>	<i>Permit Authority</i>	<i>Application Type or Category</i>
Section I	NPDES	Renewals
Section II	NPDES	New or amendment
Section III	WQM	Industrial, sewage or animal waste; discharge into groundwater
Section IV	NPDES	MS4 individual permit
Section V	NPDES	MS4 permit waiver
Section VI	NPDES	Individual permit stormwater construction
Section VII	NPDES	NOI for coverage under NPDES general permits

For NPDES renewal applications in Section I, the Department of Environmental Protection (Department) has made a tentative determination to reissue these permits for 5 years subject to effluent limitations and monitoring and reporting requirements in their current permits, with appropriate and necessary updated requirements to reflect new and changed regulations and other requirements.

For applications for new NPDES permits and renewal applications with major changes in Section II, as well as applications for MS4 individual permits and individual stormwater construction permits in Sections IV and VI, the Department, based upon preliminary reviews, has made a tentative determination of proposed effluent limitations and other terms and conditions for the permit applications. These determinations are published as proposed actions for comments prior to taking final actions.

Unless indicated otherwise, the Environmental Protection Agency (EPA) Region III Administrator has waived the right to review or object to proposed NPDES permit actions under the waiver provision in 40 CFR 123.24(d).

Persons wishing to comment on an NPDES application are invited to submit a statement to the regional office noted before an application within 30 days from the date of this public notice. Persons wishing to comment on a WQM permit application are invited to submit a statement to the regional office noted before the application within 15 days from the date of this public notice. Comments received within the respective comment periods will be considered in the final determinations regarding the applications. Comments should include the name, address and telephone number of the writer and a concise statement to inform the Department of the exact basis of a comment and the relevant facts upon which it is based.

The Department will also accept requests for a public hearing on applications. A public hearing may be held if the responsible office considers the public response significant. If a hearing is scheduled, a notice of the hearing will be published in the *Pennsylvania Bulletin* and a newspaper of general circulation within the relevant geographical area. The Department will postpone its final determination until after a public hearing is held.

Persons with a disability who require an auxiliary aid, service, including TDD users, or other accommodations to seek additional information should contact the Department through the Pennsylvania AT&T Relay Service at (800) 654-5984.

I. NPDES Renewal Applications

Northeast Region: Water Management Program Manager, 2 Public Square, Wilkes-Barre, PA 18711-0790.

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N ?</i>
PA0063827	The Pines at West Penn, LLC 14 All Kings Drive New Ringgold, PA 17960	West Penn Township Schuylkill County	UNT to Lizard Creek CWF 2B	Y

Southcentral Region: Water Management Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110, (717) 705-4707.

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N ?</i>
PA0259888 (CAFO Transfer)	Jonathon King Farm CAFO 252 Blanks Lane Ickesburg, PA 17037	Perry County Northeast Madison Township	UNT Bixler Run 7A	Y

Northwest Region: Water Management Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481.

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N ?</i>
PA0239453	Intech Metals, Inc., d/b/a Intech P/M Stainless P. O. Box 506 Ridgway, PA 15853-0506	Ridgway Borough Elk County	Elk Creek 17-A	Y
PA0103942	American Carpatho-Russian Orthodox Greek Catholic Diocese of America 312 Garfield Street Johnstown, PA 15906-2122	Delaware Township Mercer County	Shenango River 20-A	Y

II. Applications for New or Expanded Facility Permits, Renewal of Major Permits and EPA Nonwaived Permit Applications

Southcentral Region: Water Management Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110, (717) 705-4707.

Application No. PA 0261203, Concentrated Animal Feeding Operation (CAFO), **Lancaster Junction Farm**, 999 South Colebrook Road, Manheim, PA 17545. Shady Brae Farms, Inc. has submitted an NPDES permit application for the Lancaster Junction Farm, a poultry layer operation located in Penn and East Hempfield Townships, **Lancaster County**. The CAFO is situated near Chickies Creek (Watershed 7-G), which is classified as a WWF. Currently the CAFO has a target animal population of approximately 569 animal equivalent units (AEUs) consisting of 170,000 laying hens but has

proposed an expansion to 2,577 AEU's consisting of 770,000 laying hens. A release or discharge to waters of this Commonwealth under normal operating conditions is not expected. Normal operating conditions are defined as conditions below a 25-year, 24-hour storm event.

The Department of Environmental Protection (Department) has conducted administrative and technical reviews of the application. Based on the preliminary review and application of lawful standards and regulations, the Department has made a tentative determination to issue the NPDES permit for the operation subject to the terms and conditions and monitoring and reporting requirements specified in the permit. The permit application and draft permit are on file at the Southcentral Regional Office of the Department.

Persons may make an appointment to review the Department's files by calling the file review coordinator at (717) 705-4732.

The Environmental Protection Agency permit waiver provision under 40 CFR 123.24(e) does not apply to this NPDES permit.

Application No. PA 0028720, Sewage, **Reading Regional Airport Authority**, 2501 Bernville Road, Reading, PA 19605. This facility is located in Bern Township, **Berks County**.

Description of activity: The application is for renewal of an NPDES permit for an existing discharge of treated sewage.

The receiving stream, Schuylkill River, is in Watershed 3-C, and classified for WWF, water supply, recreation and fish consumption. The nearest downstream public water supply intake for Borough of Pottstown Water and Sewer Authority is located on the Schuylkill River, approximately 23 miles downstream. The discharge is not expected to affect the water supply.

The proposed effluent limits for Outfall 001 for a design flow of 0.42 mgd are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅	25	40	50
Total Suspended Solids	30	45	60
NH ₃ -N	20	XXX	40
Total Residual Chlorine	0.5	XXX	1.6
Dissolved Oxygen	Minimum of 5.0 at all times		
pH	From 6.0 to 9.0 inclusive		
Fecal Coliform	200/100 ml as a Geometric Average		
(5-1 to 9-30)	2,000/100 ml as a Geometric Average		
(10-1 to 4-30)			
TDS	2,605	XXX	5,210
Oil and Grease	15	XXX	30

Schuylkill River TMDL Requirements

	<i>Concentration (mg/l)</i>		<i>Mass (lbs)</i>
	<i>Monthly Average</i>	<i>Monthly</i>	<i>Annual</i>
	Total PCBs	Report	XXX

Persons may make an appointment to review the Department of Environmental Protection's files on this case by calling the file review coordinator at (717) 705-4732.

The EPA waiver is not in effect.

Application No. PA 0026051, Sewage, **Chambersburg Borough**, 100 South Second Street, Chambersburg, PA 17201. This facility is located in Chambersburg Borough, **Franklin County**.

Description of activity: The application is for amendment of an NPDES permit for an existing discharge of treated sewage.

The receiving stream, Conococheague Creek, is in Watershed 13-C, and classified for WWF, water supply, recreation and fish consumption. The nearest downstream public water supply intake for Hagerstown, MD is located on the Potomac River, approximately 43 miles downstream. The discharge is not expected to affect the water supply.

The proposed permit revises the interim milestone dates in the schedule for complying with the Chesapeake Bay nutrient cap loads. The final date for complying with the nutrient cap loads has not been changed.

Persons may make an appointment to review the Department of Environmental Protection's files on this case by calling the file review coordinator at (717) 705-4732.

The EPA waiver is not in effect.

Application No. PA 0008303, Industrial Waste, SIC Code 3312, **Arcelor Mittal Steelton, LLC**, 215 Front Street, Steelton, PA 17113-2594. This facility is located in Steelton Borough, **Dauphin County**.

Description of activity: The application is for renewal of an NPDES permit for an existing discharge of treated industrial waste.

The receiving stream, Susquehanna River, is in Watershed 7-C, and classified for WWF, water supply, recreation and fish consumption. The nearest downstream public water supply intake is Columbia Water Company located on the Susquehanna River, approximately 25.2 miles downstream. The discharge is not expected to affect the water supply.

The proposed effluent limits for Outfall 002 based on a design flow of 19.7 mgd are:

<i>Parameter</i>	<i>Mass (lb/day)</i>		<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
Flow (mgd)	Monitor and Report				
pH (Standard Units)	From 6.0 to 9.0 inclusive				
Total Suspended Solids			30	60	
Oil and Grease			10	15	
Temperature				105° F	

The proposed effluent limits for IMP 102 based on a design flow of 6.7 mgd are:

<i>Parameter</i>	<i>Mass (lb/day)</i>		<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
Flow (mgd)	Monitor and Report				
pH (Standard Units)	From 6.0 to 9.0 inclusive				
Total Suspended Solids	1,116	2,989	15	40	50
Oil and Grease	254	675		10	12.5

The proposed effluent limits for IMP 112 based on a design flow of 0.17 mgd are:

<i>Parameter</i>	<i>Mass (lb/day)</i>		<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
Flow (mgd)	Monitor and Report				
pH (Standard Units)	Monitor and Report				
Total Suspended Solids	Monitor and Report				
Oil and Grease	Monitor and Report				
Total Lead	0.17	0.51	0.3	0.9	1.1
Total Zinc	0.25	0.76	0.45	1.35	1.68

The proposed effluent limits for IMP 122 based on a design flow of 0.05 mgd are:

<i>Parameter</i>	<i>Mass (lb/day)</i>		<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
Flow (mgd)	Monitor and Report				
pH (Standard Units)	Monitor and Report				
Total Suspended Solids	Monitor and Report				
Total Lead	0.16	0.49	0.3	0.9	1.1
Total Zinc	0.24	0.74	0.45	1.35	1.68

The proposed effluent limits for Stormwater Outfalls 001—006, 008 and 015 are:

<i>Parameter</i>	<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
COD			
Total Suspended Solids			Monitor and Report
Total Lead			Monitor and Report
Total Zinc			Monitor and Report
Total Iron			Monitor and Report
Oil and Grease			Monitor and Report
pH (Standard Units)			Monitor and Report

In addition to the effluent limits, the permit contains the following major special conditions:

- Requirements applicable to stormwater.
- Controlling chemical additives usage rates.

Persons may make an appointment to review the Department of Environmental Protection's files on this case by calling the file review coordinator at (717) 705-4732.

The EPA waiver is not in effect.

Southwest Regional Office: Regional Manager, Water Management, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, (412) 442-4000.

PA0203807, Industrial Waste, SIC 4941, **Nanty Glo Water Authority**, 872 Chestnut Street, Nanty Glo, PA 15943. This application is for renewal of an NPDES permit to discharge treated process water and untreated Finished Water Basin overflow and stormwater from the Nanty Glo Water Treatment Plant in Cambria Township, **Cambria County**.

The following effluent limitations are proposed for discharge to the receiving waters, Williams Run, classified as a CWF with existing and/or potential uses for aquatic life, water supply and recreation. The first existing/proposed downstream potable water supply is the Saltsburg Municipal Water Works Conemaugh River Intake, located at Saltsburg, over 60 miles below the discharge point.

Outfall 001: existing discharge, design flow of 0.006 mgd.

<i>Parameter</i>	<i>Mass (lb/day)</i>		<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
Flow (mgd)	Monitor and Report				
Total Suspended Solids			30		60
Iron (Total)			2.0		4.0
Aluminum			4.0		8.0
Manganese			1.0		2.0
Total Residual Chlorine			0.5		1.0
pH (Standard Units)	not less than 6.0 nor greater than 9.0				

Other Conditions: Residual solids control, floating solids control, total residual chlorine conditions, chemical additives and sample finished water basin overflow.

The EPA waiver is in effect.

PA0204161, Sewage, **Valley School of Ligonier**, P. O. Box 616, Ligonier, PA 15658. This application is for renewal of an NPDES permit to discharge treated sewage from Valley School of Ligonier Sewage Treatment Plant in Ligonier Township, **Westmoreland County**.

The following effluent limitations are proposed for discharge to the receiving waters, known as Linn Run, which are classified as a HQ-CWF with existing and/or potential uses for aquatic life, water supply and recreation. The first downstream potable water supply intake from this facility is the Latrobe Municipal Water Authority on Loyalhanna Creek.

Outfall 001: existing discharge, design flow of 0.0031 mgd.

<i>Parameter</i>	<i>Average Monthly</i>	<i>Concentration (mg/l)</i>		
		<i>Average Weekly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
CBOD ₅	25			50
Suspended Solids	30			60
Ammonia Nitrogen (5-1 to 10-31)	4.0			8.0
(11-1 to 4-30)	10.0			20.0
Fecal Coliform (5-1 to 9-30)	200/100 ml as a Geometric Mean			
(10-1 to 4-30)	2,000/100 ml as a Geometric Mean			
Total Residual Chlorine	1.4			3.3
Dissolved Oxygen	not less than 5.0 mg/l			
pH	not less than 6.0 nor greater than 9.0			

The EPA waiver is in effect.

PA0218235, Sewage, **Russell W. Smith**, 101 Spruce Hill Lane, Fombell, PA 16123. This application is for renewal of an NPDES permit to discharge treated sewage from Smith Single-Residence Sewage Treatment Plant in Marion Township, **Beaver County**.

The following effluent limitations are proposed for discharge to the receiving waters, known as Connoquenessing Creek through a Storm Sewer and Catch Basin, which are classified as a WWF with existing and/or potential uses for aquatic life, water supply and recreation. The first downstream potable water supply intake from this facility is the Beaver Falls Municipal Authority on the Beaver River.

Outfall 001: existing discharge, design flow of 0.0004 mgd.

<i>Parameter</i>	<i>Average Monthly</i>	<i>Concentration (mg/l)</i>		
		<i>Average Weekly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
CBOD ₅	25			50
Suspended Solids	30			60
Fecal Coliform (5-1 to 9-30)	200/100 ml as a Geometric Mean			
(10-1 to 4-30)	2,000/100 ml as a Geometric Mean			

<i>Parameter</i>	<i>Concentration (mg/l)</i>			
	<i>Average Monthly</i>	<i>Average Weekly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
Total Residual Chlorine	Monitor and Report			
pH	not less than 6.0 nor greater than 9.0			

The EPA waiver is in effect.

Northwest Region: Water Management Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481.

PA0000868, Industrial Waste, **Wheatland Tube Co.—Council Avenue Plant**, P. O. Box 608, Wheatland, PA 16161. This proposed facility is located in Wheatland Borough, **Mercer County**.

Description of Proposed Activity: an existing discharge of treated industrial waste, noncontact cooling water, stormwater and contaminated groundwater.

The receiving water is the Shenango River. The receiving stream is in State Water Plan 20-A and is classified for the following uses: WWF, aquatic life, water supply and recreation. The nearest downstream potable water supply, Western PA Water Company intake, is located on the Shenango River and is approximately 19 miles below the point of discharge.

The proposed effluent limits for Outfall 001 based on a design flow of 1.0 mgd.

<i>Parameter</i>	<i>Loadings</i>		<i>Concentrations</i>		
	<i>Average Monthly (lb/day)</i>	<i>Maximum Daily (lb/day)</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Oil and Grease			15		30
pH	Within limits of 6.0 to 9.0 Standard Units at all times				

The proposed effluent limits for Suboutfall 101 based on a design flow of 1.0 mgd.

<i>Parameter</i>	<i>Loadings</i>		<i>Concentrations</i>		
	<i>Average Monthly (lb/day)</i>	<i>Maximum Daily (lb/day)</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Flow (mgd)	XX	XX			
Total Suspended Solids	519	1,264	XX	XX	156
Oil and Grease	115	456	XX	XX	30
Lead, Total	1.2	3.4	XX	XX	0.4
Zinc, Total	1.8	4.9	XX	XX	0.6
Iron Total	72	143			15.4

The proposed effluent limits for Suboutfall 201 based on a design flow of n/a mgd.

<i>Parameter</i>	<i>Loadings</i>		<i>Concentrations</i>		
	<i>Average Monthly (lb/day)</i>	<i>Maximum Daily (lb/day)</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Flow (mgd)	XX				

The proposed effluent limits for Outfall 002 based on a design flow of n/a mgd.

The proposed effluent limits for Outfall 003 based on a design flow of n/a mgd.

The proposed effluent limits for Outfall 005 based on a design flow of n/a mgd.

<i>Parameter</i>	<i>Loadings</i>		<i>Concentrations</i>		
	<i>Average Monthly (lb/day)</i>	<i>Maximum Daily (lb/day)</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Flow (mgd)		XX			
Total Iron		XX		XX	
Lead		XX		XX	

The proposed effluent limits for Suboutfall 104 based on a design flow of 0.001 mgd.

<i>Parameter</i>	<i>Loadings</i>		<i>Concentrations</i>		
	<i>Average Monthly (lb/day)</i>	<i>Maximum Daily (lb/day)</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Flow (mgd)	XX				
Oil and Grease			15		30
pH	Within limits of 6.0 to 9.0 Standard Units at all times				

The proposed effluent limits for Outfall 004 based on a design flow of 0.001 mgd.

<i>Parameter</i>	<i>Loadings</i>			<i>Concentrations</i>	
	<i>Average Monthly (lb/day)</i>	<i>Maximum Daily (lb/day)</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Flow (mgd)		XX			
Iron, Total		XX		XX	
Lead		XX		XX	

The proposed effluent limits for Outfall 006 based on a design flow of n/a mgd.

<i>Parameter</i>	<i>Loadings</i>			<i>Concentrations</i>	
	<i>Average Monthly (lb/day)</i>	<i>Maximum Daily (lb/day)</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Flow (mgd)		XX			
Iron, Total		XX		XX	
Lead		XX		XX	

The proposed effluent limits for Outfall 007 based on a design flow of 0.35 mgd.

<i>Parameter</i>	<i>Loadings</i>			<i>Concentrations</i>	
	<i>Average Monthly (lb/day)</i>	<i>Maximum Daily (lb/day)</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Flow (mgd)		XX			
Iron, Total		XX		XX	
Lead		XX		XX	
Oil and Grease			15		30
pH	Within limits of 6.0 to 9.0 Standard Units at all times				

XX—Monitor and report.

The EPA waiver is not in effect.

PA0002666, Industrial Waste, **Sonneborn, Inc.**, 575 Corporate Drive, Suite 415, Mahwah, NJ 07430-2330. This proposed facility is located in Fairview Township, **Butler County**.

Description of Proposed Activity: New NPDES Permit for an existing discharge of treated industrial waste, treated stormwater and untreated stormwater from a producer of surface active agents. This is a minor discharge.

The receiving water is South Bear Creek. The receiving stream is in State Water Plan 17-C and is classified for the following uses: WWF, aquatic life, water supply and recreation. The nearest downstream potable water supply, PA American Water Company, is located on the Allegheny River and is approximately 20.4 miles below the point of discharge.

The proposed effluent limits for Outfall 003 based on a design flow of n/a mgd.

<i>Parameter</i>	<i>Loadings</i>			<i>Concentrations</i>	
	<i>Average Monthly (lb/day)</i>	<i>Maximum Daily (lb/day)</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Flow (mgd)	XX				
CBOD ₅			XX		
TSS			XX		
Oil and Grease			15		30
Iron, Total			XX		
Manganese			XX		
Aluminum			XX		
pH			XX		

The proposed effluent limits for Outfall 007 based on a design flow of n/a mgd.

<i>Parameter</i>	<i>Loadings</i>			<i>Concentrations</i>	
	<i>Average Monthly (lb/day)</i>	<i>Maximum Daily (lb/day)</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Flow (mgd)	XX				
CBOD ₅			XX		
TSS			XX		
Oil and Grease			15		30
Iron, Total			XX		
Manganese			XX		
Aluminum			XX		
Barium			XX		
pH			XX		

The proposed effluent limits for Outfall 010 based on a design flow of 0.472 mgd.

<i>Parameter</i>	<i>Loadings</i>		<i>Concentrations</i>		
	<i>Average Monthly (lb/day)</i>	<i>Maximum Daily (lb/day)</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Flow (mgd)	XX	XX			
CBOD ₅					
(5-1 to 10-31)	46	91	13	26	32
(11-1 to 4-30)	91	182	26	52	65
TSS	175	350	50	150	150
Ammonia Nitrogen					
(5-1 to 10-31)	4.6	9.1	1.3	2.6	3.25
(11-1 to 4-30)	13.7	27.3	3.9	7.8	9.75
Fecal Coliform					
(5-1 to 9-30)			200/100 ml as a Geometric Mean		
(10-1 to 4-30)			2,000/100 ml as a Geometric Mean		
Dissolved Oxygen			Shall be greater than 5 mg/l at all times		
Oil and Grease	52	105	15	30	50
Aluminum	2.3	4.6	XX	XX	
Iron, Total	5.2	10.3	XX	XX	
Manganese	4.0	8.0	1.0	2.0	2.5
Barium	11.7	23.4	3.4	6.7	8.3
Bis(2-Ethylhexyl) Phthalate	0.030	0.060	0.0085	0.017	0.021
Cadmium	0.0022	0.0045	0.00064	0.0013	0.0016
Chromium VI	XX	XX	XX	XX	
Free Cyanide	XX	XX	XX	XX	
pH		Within limits of 6.0 to 9.0 Standard Units at all times			
Temperature			Average Daily		
January 1 to 31			56° F		
February 1 to 29			49° F		
March 1 to 31			66° F		
April 1 to 15			81° F		
April 16 to 30			110° F		
May 1 to 15			97° F		
May 16 to 31			110° F		
June 1 to 15			105° F		
June 16 to 30			100° F		
July 1 to 31			96° F		
August 1 to 31			93° F		
September 1 to 15			91° F		
September 16 to 30			85° F		
October 1 to 15			87° F		
October 16 to 31			77° F		
November 1 to 15			76° F		
November 16 to 30			68° F		
December 1 to 31			59° F		

The proposed effluent limits for Outfall 021 based on a design flow of n/a mgd.

<i>Parameter</i>	<i>Loadings</i>		<i>Concentrations</i>		
	<i>Average Monthly (lb/day)</i>	<i>Maximum Daily (lb/day)</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Flow (mgd)	XX				
CBOD ₅			XX		
TSS			XX		
Oil and Grease			15		30
Iron, Total			XX		
Manganese			XX		
Aluminum			XX		
pH			XX		

The proposed effluent limits for Outfall 022 based on a design flow of n/a mgd.

<i>Parameter</i>	<i>Loadings</i>		<i>Concentrations</i>		
	<i>Average Monthly (lb/day)</i>	<i>Maximum Daily (lb/day)</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Flow (mgd)	XX				
CBOD ₅			XX		
TSS			XX		

<i>Parameter</i>	<i>Loadings</i>		<i>Concentrations</i>		
	<i>Average Monthly (lb/day)</i>	<i>Maximum Daily (lb/day)</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Oil and Grease			15		30
Iron, Total			XX		
Manganese			XX		
Aluminum			XX		
pH			XX		

The proposed effluent limits for Outfall 023 based on a design flow of n/a mgd.

<i>Parameter</i>	<i>Loadings</i>		<i>Concentrations</i>		
	<i>Average Monthly (lb/day)</i>	<i>Maximum Daily (lb/day)</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Flow (mgd)	XX				
CBOD ₅			XX		
TSS			XX		
Oil and Grease			15		30
Iron, Total			XX		
Manganese			XX		
Aluminum			XX		
pH			XX		

The proposed effluent limits for Outfall 024 based on a design flow of n/a mgd.

<i>Parameter</i>	<i>Loadings</i>		<i>Concentrations</i>		
	<i>Average Monthly (lb/day)</i>	<i>Maximum Daily (lb/day)</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Flow (mgd)	XX				
CBOD ₅			XX		
TSS			XX		
Oil and Grease			XX		
Iron, Total			XX		
Manganese			XX		
Aluminum			XX		
pH			XX		

The proposed effluent limits for Outfall 025 based on a design flow of n/a mgd.

<i>Parameter</i>	<i>Loadings</i>		<i>Concentrations</i>		
	<i>Average Monthly (lb/day)</i>	<i>Maximum Daily (lb/day)</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Flow (mgd)	XX				
CBOD ₅			XX		
TSS			XX		
Oil and Grease			XX		
Iron, Total			XX		
Manganese			XX		
Aluminum			XX		
pH			XX		

The EPA waiver is not in effect.

PA0104019, Sewage, **Veolia ES Solid Waste of PA, Inc.**, 6330 Route 219, Brockway, PA 15824. This proposed facility is located in Washington Township, **Jefferson County**.

Description of Proposed Activity: Renewal/transfer of an existing discharge of treated sewage and stormwater from industrial activities.

For the purpose of evaluating effluent requirements for TDS, NO₂-NO₃, fluoride, phenolics, sulfate and chloride, the existing/proposed downstream potable water supply, considered during the evaluation is the Hawthorn Area Water Authority located on Redbank Creek and is approximately 45 miles below point of discharge.

The receiving stream, a UNT to Wolf Run, is in Watershed 17-C and is classified for: CWF, aquatic life, water supply and recreation.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.0002 mgd.

Parameter	Loadings		Concentrations		
	Average Monthly (lb/day)	Maximum Daily (lb/day)	Average Monthly (mg/l)	Maximum Daily (mg/l)	Instantaneous Maximum (mg/l)
Flow (mgd)	XX				
CBOD ₅			25		50
Total Suspended Solids			30		60
Fecal Coliform			200/100 ml		
Total Residual Chlorine			XX		
pH			6.0 to 9.0 Standard Units at all times		

The proposed effluent limits for Outfall 002 are based on a design flow of n/a mgd.

Parameter	Loadings		Concentrations		
	Average Monthly (lb/day)	Maximum Daily (lb/day)	Average Monthly (mg/l)	Maximum Daily (mg/l)	Instantaneous Maximum (mg/l)
Flow (mgd)	XX				
CBOD ₅			XX		
Total Suspended Solids			XX		
Fecal Coliform			XX		

XX—Monitor and Report on AMRs.

The EPA waiver is in effect.

PA0092819, Sewage, **Fair Winds Manor LP**, 126 Ironbridge Road, Sarver, PA 16055. This proposed facility is located in Winfield Township, **Butler County**.

Description of Proposed Activity: New permit replacing an expired minor permit.

For the purpose of evaluating effluent requirements for TDS, NO₂-NO₃, fluoride, phenolics, sulfate and chloride, the existing/proposed downstream potable water supply, considered during the evaluation is the potable water supply is located on the Allegheny River (New Kensington Municipal Authority) at RMI 20.86 and is approximately 21 miles below point of discharge.

The receiving stream, the UNT to Buffalo Creek, is in Watershed 18-F and classified for: HQ-TSF, aquatic life, water supply and recreation.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.0175 mgd.

Parameter	Concentrations		
	Average Monthly (mg/l)	Average Weekly (mg/l)	Instantaneous Maximum (mg/l)
Flow (mgd)	XX		
CBOD ₅	10.0		20.0
Total Suspended Solids	10.0		20.0
NH ₃ -N			
(5-1 to 10-31)	1.5		3.0
(11-1 to 4-30)	4.5		9.0
Nitrite-Nitrate Nitrogen	12.5		25
Phosphorus	1.0		2.0
Fecal Coliform			
(5-1 to 9-30)		200/100 ml as a Geometric Average	
(10-1 to 4-30)		2,000/100 ml as a Geometric Average	
Total Residual Chlorine	0.3		0.6
Dissolved Oxygen		minimum of 6.0 mg/l at all times	
pH		6.0 to 9.0 Standard Units at all times	

XX—Monitor and Report on monthly DMRs.

The EPA waiver is in effect.

PA0100650, Sewage, **Forrest Brooke MHC, LLC**, Continental Communities, 2015 Spring Road, Suite 600, Oak Brook, IL 60523. This proposed facility is located in East Lackawannock Township, **Mercer County**.

Description of Proposed Activity: New NPDES Permit for a discharge of treated sewage from an existing facility. The previous permit expired due to ongoing compliance issues.

For the purpose of evaluating effluent requirements for TDS, NO₂-NO₃, fluoride, phenolics, sulfate and chloride, the existing/proposed downstream potable water supply, considered during the evaluation is the Sharpsville Municipal Authority intake located on the Shenango River, approximately 12 miles below the point of discharge.

The receiving stream, a UNT to Magargee Run, is in Watershed 20-A and is classified for: WWF, aquatic life, water supply and recreation.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.072 mgd.

Parameter	Concentrations		
	Average Monthly (mg/l)	Average Weekly (mg/l)	Instantaneous Maximum (mg/l)
Flow (mgd)	XX		
CBOD ₅	25		50
Total Suspended Solids	30		60
NH ₃ -N			
(5-1 to 10-31)	1.5		3
(11-1 to 4-30)	4.5		9
Phosphorus as "P"	1		2
Fecal Coliform			
(5-1 to 9-30)		200/100 ml as a Geometric Average	
(10-1 to 4-30)		2,000/100 ml as a Geometric Average	
Total Residual Chlorine	0.37		0.87
Dissolved Oxygen		minimum of 5 mg/l at all times	
pH		6.0 to 9.0 Standard Units at all times	

XX—Monitor and Report on monthly DMRs.

The EPA waiver is in effect.

PA0032531, Sewage, **The Department of Conservation and Natural Resources, Moraine State Park**, 225 Pleasant Valley Road, Portersville, PA 16051-9650. This proposed facility is located in Muddy Creek Township, **Butler County**.

Description of Proposed Activity: Renewal of an existing discharge of treated sewage.

For the purpose of evaluating effluent requirements for TDS, NO₂-NO₃, fluoride, phenolics, sulfate and chloride, the existing/proposed downstream potable water supply, considered during the evaluation is the Salvation Army/Camp Allegheny intake is located on the Slippery Rock Creek and is approximately 14 miles below point of discharge.

The receiving stream, Muddy Creek, is in Watershed 20-C and classified for: WWF, aquatic life, water supply and recreation.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.225 mgd.

Parameter	Loadings		Concentrations		
	Average Monthly (lb/day)	Maximum Daily (lb/day)	Average Monthly (mg/l)	Maximum Daily (mg/l)	Instantaneous Maximum (mg/l)
Flow (mgd)	XX	XX			
CBOD ₅					
(5-1 to 10-31)	28.1		15		30
(11-1 to 04-30)	47		25		50
Total Suspended Solids	56.3		30		60
NH ₃ -N					
(5-1 to 10-31)	7.5		4		8
(11-1 to 4-30)	22.5		12		24
Fecal Coliform *					
(5-1 to 9-30)				200/100 ml as a Geometric Average	
(10-1 to 4-30)				2,000/100 ml as a Geometric Average	
Total Residual Chlorine			0.5		1.6
pH			6.0 to 9.0 Standard Units at all times		

XX—Monitor and Report on monthly DMRs.

* —Average monthly report on DMRs.

The EPA waiver is in effect.

PA0101931, Sewage, **Jenks Township Municipal Authority**, Marienville STP, P. O. Box 436, Marienville, PA 16239. This proposed facility is located in Jenks Township, **Forest County**.

Description of Proposed Activity: Renewal of an existing discharge of treated sewage.

For the purpose of evaluating effluent requirements for TDS, NO₂-NO₃, fluoride, phenolics, sulfate and chloride, the existing/proposed downstream potable water supply, considered during the evaluation is the PA American Water Company—Clarion located on the Clarion River and is approximately 36 miles below point of discharge.

The receiving stream, the West Branch Millstone Creek, is in Watershed 17-B and classified for: HQ-CWF, aquatic life, water supply and recreation.

The proposed effluent limits for Outfall 002 are based on a design flow of 0.583 mgd.

Parameter	Loadings		Concentrations		
	Average Monthly (lb/day)	Maximum Daily (lb/day)	Average Monthly (mg/l)	Maximum Daily (mg/l)	Instantaneous Maximum (mg/l)
Flow (mgd)	XX				
CBOD ₅					
(5-1 to 10-31)	48	72	10	15	20
(11-1 to 4-30)	96	144	20	30	40
Total Suspended Solids	78	156	16	24	32
NH ₃ -N					
(5-1 to 10-31)	9.7		2		4
(11-1 to 4-30)	29.1		6		12
Fecal Coliform					
(5-1 to 9-30)			200/100 ml as a Geometric Average		
(10-1 to 4-30)			2,000/100 ml as a Geometric Average		
Total Residual Chlorine			0.25		0.82
Dissolved Oxygen			minimum of 6 mg/l at all times		
pH			6.0 to 9.0 Standard Units at all times		

XX—Monitor and Report on monthly DMRs.

The EPA waiver is in effect.

PA0034215, Sewage, **Mary Ann Parish, d/b/a White Haven Campground**, 4007 Westford Road, Jamestown, PA 16134-6735. This proposed facility is located in South Shenango Township, **Crawford County**.

Description of Proposed Activity: New permit replacing expired permit.

For the purpose of evaluating effluent requirements for TDS, NO₂-NO₃, fluoride, phenolics, sulfate and chloride, the existing/proposed downstream potable water supply, considered during the evaluation is the Greenville Municipal Authority is located on the UNT to the Shenango River and is approximately 14 miles below point of discharge.

The receiving stream, the UNT to the Shenango River, is in Watershed 20-A and classified for: WWF, aquatic life, water supply and recreation.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.02 mgd.

Parameter	Concentrations		
	Average Monthly (mg/l)	Average Weekly (mg/l)	Instantaneous Maximum (mg/l)
Flow (mgd)	XX		
CBOD ₅	25		50
Total Suspended Solids	30		60
Phosphorus as "P"	1		2
Fecal Coliform			
(5-1 to 9-30)		200/100 ml as a Geometric Average	
(10-1 to 4-30)		2,000/100 ml as a Geometric Average	
Total Residual Chlorine	1.4		3.3
Dissolved Oxygen		minimum of 3.0 mg/l at all times	
pH		6.0 to 9.0 Standard Units at all times	

XX—Monitor and Report on monthly DMRs.

The EPA waiver is in effect.

III. WQM Industrial Waste and Sewerage Applications under The Clean Streams Law (35 P. S. §§ 691.1—691.1001)

Southeast Region: Water Management Program Manager, 2 East Main Street, Norristown, PA 19401.

WQM Permit No. 0909402, Sewerage, **Northampton Bucks County Municipal Authority**, 111 Township Road, Richboro, PA 18954-1550. This proposed facility is located in Northampton Township, **Bucks County**.

Description of Action/Activity: Replacement of several pipe segments that have insufficient peak flow capacity with a larger diameter pipe.

Southcentral Region: Water Management Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110, (717) 705-4707.

WQM Permit No. 0672403, Amendment 09-1, Sewerage, **Oley Township Municipal Authority**, One Rose Virginia Road, P. O. Box 19, Oley, PA 19547. This proposed facility is located in Oley Township, **Berks County**.

Description of Proposed Action/Activity: Application for construction/modifications for a high flow management plan.

Southwest Region: Water Management Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.

WQM Permit No. 6309403, Sewerage, **Cecil Township Municipal Authority**, 3599 Millers Run Road, Suite 104, Cecil Township, PA 15321. This proposed facility is located in Cecil Township, **Washington County**.

Description of Proposed Action/Activity: Application for the construction and operation of sanitary sewer extension and pump station.

WQM Permit No. 3209401, Sewerage, **Indiana County Municipal Services Authority**, 602 Kolter Drive, Indiana, PA 15701. This proposed facility is located in Center and Blacklick Townships, **Indiana County**.

Description of Proposed Action/Activity: Application for the construction and operation of sanitary sewer extension.

WQM Permit No. 5672411-A3, Sewerage, **United Mobile Homes of PA, Inc.**, 3499 Route 9 North, Suite 3C, Freehold, NJ 07728. This existing facility is located in Somerset Township, **Somerset County**.

Description of Proposed Action/Activity: Application for permit amendment to install new dechlorination system.

WQM Permit No. WQG026124, Sewerage, **Seven Springs Mountain Resort**, Champion, PA 15622 This proposed facility is located in Middlecreek Township, **Somerset County**.

Description of Proposed Action/Activity: Application for the construction and operation of sewer extension.

IV. NPDES Applications for Stormwater Discharges from Municipal Separate Storm Sewer Systems (MS4)

V. Applications for NPDES Wavier Stormwater Discharges from Municipal Separate Storm Sewer Systems (MS4)

VI. NPDES Individual Permit Applications for Discharges of Stormwater Associated with Construction Activities

Southeast Region: Water Management Program Manager, 2 East Main Street, Norristown, PA 19401.

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI01 0909002	Trueblood Construction Company 1009 Penillyn Pike Spring House, PA 19477	Bucks	Buckingham Township	Paunacussing Creek HQ-CWF
PAS10- G531-R	Heritage Building Group, Inc. 2500 York Road Jamison, PA 18929	Chester	East Coventry Township	UNT Schuylkill River and Pigeon Creek HQ
PAI01 1505008-1-R	Department of Transportation 7000 Geerdes Boulevard King of Prussia, PA 19406-1525	Chester	East Whiteland and Tredyffrin Townships	Valley Creek and Little Valley Creek EV

Northeast Region: Watershed Management Program Manager, 2 Public Square, Wilkes-Barre, PA 18711-0790.

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI024509002	White Stone Health Care Center, LLC 401 Moltke Avenue Scranton, PA 28505	Monroe	Stroud Township	Tributary to Bushkill Creek

Monroe County Conservation District: 8050 Running Valley Road, Stroudsburg, PA 18360, (570) 629-3060.

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI024509003	Turkey Hill Minit Markets 257 Centerville Road Lancaster, PA 17063	Monroe	Middle Smithfield Township	Tributary to Bushkill Creek HQ-CWF

Southcentral Region: Water Management Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110.

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI032109005	South Middleton Township Board of Supervisors 520 Park Drive Boiling Springs, PA 17007	Cumberland	South Middleton Township	Yellow Breeches Creek/ HQ-CWF
PAI032109004	44 Carlisle SM One Associates, LP Kiran Patel 44 Hersha Drive Harrisburg, PA 17102	Cumberland	South Middleton Township	Letort Spring Run/ HQ-CWF

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PA1032108012	St. Patrick Catholic Church 140 East Pomfret Street Carlisle, PA 17013	Cumberland	South Middleton Township	Letort Spring Run/ EV
PAS10C050-R	Quest Land Development LLP 711 Spring Street Wyomissing, PA 19610	Berks	Rockland Township	UNT to Bieber Creek/ EV

Northcentral Region: Water Management Program Manager, 208 West Third Street, Williamsport, PA 17701.

Centre County Conservation District: 414 Holmes Avenue, Suite 4, Bellefonte, PA 16823, (814) 355-6817.

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI041409002	Randall Davidson Davidson Brothers, Inc. 450 Runville Road Bellefonte, PA	Centre	Boggs Township	Wallace Run HQ-CWF
PAI04149003	Charles Welch Centre County Airport Authority 2493 Fox Hill Road State College, PA 16803	Centre	Benner Township	UNT to Buffalo Run/Spring Creek HQ-CWF

Tioga County Conservation District: 50 Plaza Lane, Wellsboro, PA 16901, (570) 724-1801, Ext. 3.

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI045909002	Gary R. Butters Beutertown Road Subdivision, Phase II 54 Railroad Street Mansfield, PA 16933	Tioga	Liberty Township	Zimmerman Creek HQ-CWF

VII. List of NOIs for NPDES and/or Other General Permit Types

PAG-12	Concentrated Animal Feeding Operations (CAFOs)
PAG-13	Stormwater Discharges from Municipal Separate Storm Sewer Systems (MS4)

STATE CONSERVATION COMMISSION

NUTRIENT MANAGEMENT PLANS RELATED TO APPLICATIONS FOR NATIONAL POLLUTION DISCHARGE ELIMINATION SYSTEM (NPDES) PERMITS FOR CONCENTRATED ANIMAL FEEDING OPERATIONS (CAFO)

This notice provides information about agricultural operations that have submitted nutrient management plans (NMPs) for approval under the act of July 6, 2005 (Act 38 of 2005, 3 Pa.C.S. §§ 501—522) (hereinafter referred to as Act 38), and that have or anticipate submitting applications for new, amended or renewed NPDES permits, or Notices of Intent (NOIs) for coverage under a general permit, for CAFOs, under 25 Pa. Code Chapter 92. This notice is provided in accordance with 25 Pa. Code Chapter 92 and 40 CFR Part 122, implementing The Clean Streams Law (35 P. S. §§ 691.1—691.1001) and the Federal Clean Water Act.

Based upon preliminary reviews, the State Conservation Commission (SCC), or County Conservation Districts (CCD) working under a delegation agreement with the SCC, have completed an administrative review of NMPs described. These NMPs are published as proposed plans for comment prior to taking final actions. The NMPs are available for review at the CCD office for the county where the agricultural operation is located. A list of CCD office locations is available at www.pacd.org/districts/directory.htm or can be obtained from the SCC at the office address listed or by calling (717) 787-8821.

Persons wishing to comment on an NMP are invited to submit a statement outlining their comments on the plan to the CCD, with a copy to the SCC for each NMP, within 30 days from the date of this public notice. Comments received within the respective comment periods will be considered in the final determinations regarding the NMPs. Comments should include the name, address and telephone number of the writer and a concise statement to inform the SCC of the exact basis of the comments and the relevant facts upon which they are based.

The address for the SCC is Agriculture Building, Room 407, 2301 North Cameron Street, Harrisburg, PA 17110.

Persons with a disability who require an auxiliary aid, service, including TDD users or other accommodations to seek additional information should contact the SCC through the Pennsylvania AT&T Relay Service at (800) 654-5984.

NUTRIENT MANAGEMENT PLAN—PUBLIC NOTICE SPREADSHEET—APPLICATIONS

<i>Agricultural Operation Name and Address</i>	<i>County</i>	<i>Total Acres</i>	<i>Animal Equivalent Units</i>	<i>Animal Type</i>	<i>Special Protection Waters (HQ or EV or NA)</i>	<i>Renewal/New</i>
Mercer Vu & M Farms, Inc. 12275 Mt. Pleasant Mercersburg, PA 17236	Franklin	1,394	2,100	Dairy	NA	Renewal
Monte and Mary Edgin 10368 Chester Furance Road Shirleysburg, PA 17360	Huntingdon	221.9	615.8	Swine	NA	Renewal

PUBLIC WATER SUPPLY (PWS) PERMIT

Under the Pennsylvania Safe Drinking Water Act (35 P. S. §§ 721.1—721.17), the following parties have applied for a PWS permit to construct or substantially modify a public water system.

Persons wishing to comment on a permit application are invited to submit a statement to the office listed before the application within 30 days of this public notice. Comments received within the 30-day comment period will be considered in the formulation of the final determinations regarding the application. Comments should include the name, address and telephone number of the writer and a concise statement to inform the Department of Environmental Protection (Department) of the exact basis of a comment and the relevant facts upon which it is based. A public hearing may be held after consideration of comments received during the 30-day public comment period.

Following the comment period, the Department will make a final determination regarding the proposed permit. Notice of this final determination will be published in the *Pennsylvania Bulletin* at which time this determination may be appealed to the Environmental Hearing Board.

The permit application and any related documents are on file at the office listed before the application and are available for public review. Arrangements for inspection and copying information should be made with the office listed before the application.

Persons with a disability who require an auxiliary aid, service or other accommodations to participate during the 30-day public comment period should contact the office listed before the application. TDD users should contact the Department through the Pennsylvania AT&T Relay Service at (800) 654-5984.

SAFE DRINKING WATER

Applications Received under the Pennsylvania Safe Drinking Water Act

Northeast Region: Water Supply Management Program, 2 Public Square, Wilkes-Barre, PA 18711-0790.

Application No. 4809502, Public Water Supply.
 Applicant **East Allen Township Municipal Authority** (EATMN-Shady Lane Water SYSTEM)
 East Allen Township
Northampton County

Responsible Official Charles E. Wert
 East Allen Township Municipal Authority
 5340 Nor-Bath Boulevard
 Northampton, PA 18067

Type of Facility Public Water System

Consulting Enigeer J. Bradley Youst, P. E.
 Hanover Engineering Associates, Inc.
 Allentown, PA

Application Received Date February 24, 2009

Description of Action Modifications to an existing water system. The well is retained, booster pumps and a storage tank added, and new treatment systems are installed for manganese removal and chlorination.

Application No. 3909502, Public Water Supply.
 Applicant **Nestle Waters North America, Inc.**
 (NPL East Plant)
 Upper Macungie Township
Lehigh County

Responsible Official David Thorpe, Plant Manager
 Nestle Waters North America
 405 Nestle Way
 Breinigsville, PA

Type of Facility Bottling Plant

Consulting Engineer Edward E. Davis, P. E.
 Forino Company, LP
 555 Mountain Home Road
 Sinking Spring, PA

Application Received Date February 25, 2009

Description of Action The addition of a new bottling line, No. 16.

Southcentral Region: Water Supply Management Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110.

Application No. 060814, Minor Amendment, Public Water Supply.
 Applicant **Borough of Boyerstown**
 Municipality Earl Township
 County **Berks**

Responsible Official Patricia A. Spaide, Manager
100 South Washington Street
Boyerstown, PA 19512

Type of Facility Public Water Supply

Consulting Engineer Steven R. Henning, P. E.
The Pidcock Company
2451 Parkwood Drive
Allentown, PA 18103

Application Received October 20, 2008

Description of Action Installation of two additional
booster pumps at the existing
water filtration plant.

Northcentral Region: Water Supply Management Program, 208 West Third Street, Suite 1, Williamsport, PA 17701.

Application No. 4909501, Public Water Supply.

Applicant **Aqua Pennsylvania, Inc.**
(Roaring Creek Division)
Coal Township
Northumberland County

Responsible Official Joshua P. Shoff
204 East Sunbury Street
Shamokin, PA 17872

Type of Facility Public Water System

Consulting Engineer Andrew R. Glitzer, P. E.
CET Engineering Services
321 Washington Street
Huntingdon, PA

Application Received Date March 3, 2009

Description of Action Replace existing water storage
tank with a new water storage
tank, and replace a portion of
existing water distribution line
with approximately 2,000 LF of
new water distribution line.

Southwest Region: Water Supply Management Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.

Permit No. 0209502 (revised), Public Water Supply.

Applicant **Municipal Authority of the
Borough of West View**
210 Perry Highway
Pittsburgh, PA 15229

Township of Borough Neville Township

Responsible Official Joseph Dinkel, Executive
Director
Municipal Authority of the
Borough of West View
210 Perry Highway
Pittsburgh, PA 15229

Type of Facility Water treatment plant

Consulting Engineer Bankson Engineers, Inc.
267 Blue Run Road
P. O. Box 200
Indianola, PA 15051

Application Received Date February 2, 2009

Description of Action Construction of an anhydrous
ammonia feed system
(chloramination) at the
Authority's existing water
treatment plant and relocation of
the existing fluoride injection
point.

Permit No. 6309501, Public Water Supply.

Applicant **Authority of the Borough of
Charleroi**
3 McKean Avenue
P. O. Box 211
Charleroi, PA 15022

Township or Borough Fallowfield Township

Responsible Official Edward Golanka, Authority
General Manager
Authority of the Borough of
Charleroi
3 McKean Avenue
P. O. Box 211
Charleroi, PA 15022

Type of Facility Water treatment plant

Consulting Engineer KLH Engineers, Inc.
5173 Campbells Run Road
Pittsburgh, PA 15205

Application Received Date February 17, 2009

Description of Action Construction of a finished water
booster station, transmission
main, elevated storage tank and
interconnection to the North
Charleroi service district.

MINOR AMENDMENT

Northeast Region: Water Supply Management Program, 2 Public Square, Wilkes-Barre, PA 18711-0790.

Application No. 4509501MA, Minor Amendment,
Public Water Supply.

Applicant **Aqua Pennsylvania, Inc.**
(Hamilton Water System)
Hamilton Township
Monroe County

Responsible Official Patrick R. Burke
Regional Manager
Aqua Pennsylvania, Inc.
50 East Woodhaven Drive
White Haven, PA

Type of Facility Public Water System

Consulting Engineer CET Engineering Services
1240 North Mountain Road
Harrisburg, PA

Application Received Date March 3, 2009

Description of Action Painting and repairs to a water
tank in the Hamilton Water
System.

Application No. 6609501MA, Minor Amendment,
Public Water Supply.

Applicant **Aqua Pennsylvania Inc.**
(Factoryville Water System)
Factoryville Borough
Wyoming County

Responsible Official Patrick R. Burke
Regional Manager
Aqua Pennsylvania, Inc.
50 East Woodhaven Drive
White Haven, PA

Type of Facility Public Water System

Consulting Engineer CET Engineering Services
1240 North Mountain Road
Harrisburg, PA

Application Received Date March 3, 2009

Description of Action Painting and repairs to a water tank in the Factoryville Water System.

Application No. 4809503MA, Minor Amendment,
Public Water Supply.

Applicant **Bath Borough Authority**
Bath Borough
Northampton County

Responsible Official David Stack
Bath Borough Authority
P. O. Box 87
Bath, PA

Type of Facility Public Water System

Consulting Engineer Barry Isett & Associates, Inc.
85 South Route 100 and Kressler Lane
P. O. Box 147
Trexlerstown, PA

Application Received Date February 25, 2009

Description of Action The replacement of a water storage tank.

Application No. 5209501MA, Minor Amendment,
Public Water Supply.

Applicant **Aqua Pennsylvania, Inc.**
(Fawn Lake Forest Water System)
Lackawaxen Township
Pike County

Responsible Official Patrick R. Burke
Regional Manager
Aqua Pennsylvania, Inc.
50 East Woodhaven Drive
White Haven, PA

Type of Facility Public Water System

Consulting Engineer Entech Engineering, Inc.
4 South Street
P. O. Box 32
Reading, PA

Application Received Date March 5, 2009

Description of Action Painting a water tank in the Fawn Lake Forest water system.

Application No. 4009505MA, Minor Amendment,
Public Water Supply.

Applicant **Aqua Pennsylvania, Inc.**
(White Haven Water System)
White Haven Borough
Luzerne County

Responsible Official Patrick R. Burke
Regional Manager
Aqua Pennsylvania, Inc.
50 East Woodhaven Drive
White Haven, PA

Type of Facility Public Water System

Consulting Engineer Entech Engineering, Inc.
4 South Street
P. O. Box 32
Reading, PA

Application Received Date March 5, 2009

Description of Action Painting a water tank in the White Haven Borough water system.

Southwest Region: Water Supply Management Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.

Application No. 0209507MA, Minor Amendment.

Applicant **Pittsburgh Water & Sewer Authority**
1200 Penn Avenue
2nd Floor
Pittsburgh, PA 15222-4204

Township or Borough City of Pittsburgh

Responsible Official Michael Kenney
Executive Director
Pittsburgh Water & Sewer Authority
1200 Penn Avenue
2nd Floor
Pittsburgh, PA 15222-4204

Type of Facility Squirrel Hill Water storage tank

Consulting Engineer Chester Engineers
260 Airside Drive
Moon Township, PA 15108

Application Received Date March 11, 2009

Description of Action Painting and rehabilitation of the Squirrel Hill water storage tank.

Application No. 0209508MA, Minor Amendment.

Applicant **Pittsburgh Water & Sewer Authority**
1200 Penn Avenue
2nd Floor
Pittsburgh, PA 15222-4204

Township or Borough City of Pittsburgh

Responsible Official Michael Kenney
Executive Director
Pittsburgh Water & Sewer Authority
1200 Penn Avenue
2nd Floor
Pittsburgh, PA 15222-4204

Type of Facility	Brashear water storage tanks.
Consulting Engineer	
Application Received Date	March 16, 2009
Description of Action	Painting and rehabilitation of the Brashear No. 1 and No. 2 water storage tanks.

Application received under the act of June 24, 1939 (P. L. 842, No. 365) (35 P. S. §§ 631—641) relating to the acquisition or rights to divert waters of the Commonwealth

Southcentral Region: Watershed Management Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110.

WA 22-1028, Water Allocations. Elizabethtown Area Authority, Dauphin County. The applicant is requesting the right to withdraw a maximum of 125,000 gpd from the Spradley Run No. 1, Canoe Gap Run No. 2 and Stroups Spring No. 3, Consulting Engineer: N. Peter Fleszar, Glace Associates, Inc. Date Application received April 18, 2008.

LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

UNDER ACT 2, 1995

PREAMBLE 1

Acknowledgment of Notices of Intent to Remediate Submitted under the Land Recycling and Environmental Remediation Standards Act (35 P. S. §§ 6026.101—6026.908).

Sections 302—305 of the Land Recycling and Environmental Remediation Standards Act (act) require the Department of Environmental Protection (Department) to publish in the *Pennsylvania Bulletin* an acknowledgment noting receipt of Notices of Intent to Remediate. An acknowledgment of the receipt of a Notice of Intent to Remediate is used to identify a site where a person proposes to, or has been required to, respond to a release of a regulated substance at a site. Persons intending to use the Background Standard, Statewide Health Standard, the Site-Specific Standard or who intend to remediate a site as a special industrial area must file a Notice of Intent to Remediate with the Department. A Notice of Intent to Remediate filed with the Department provides a brief description of the location of the site, a list of known or suspected contaminants at the site, the proposed remediation measures for the site and a description of the intended future use of the site. A person who demonstrates attainment of one, a combination of the cleanup standards or who receives approval of a special industrial area remediation identified under the act will be relieved of further liability for the remediation of the site for any contamination identified in reports submitted to and approved by the Department. Furthermore, the person shall not be subject to citizen suits or other contribution actions brought by responsible persons not participating in the remediation.

Under sections 304(n)(1)(ii) and 305(c)(2) of the act, there is a 30-day public and municipal comment period for sites proposed for remediation using a Site-Specific Standard, in whole or in part, and for sites remediated as a special industrial area. This period begins when a summary of the Notice of Intent to Remediate is published in a newspaper of general circulation in the area of

the site. For the sites identified, proposed for remediation to a Site-Specific Standard or as a special industrial area, the municipality within which the site is located may request to be involved in the development of the remediation and reuse plans for the site if the request is made within 30 days of the date specified. During this comment period, the municipality may request that the person identified as the remediator of the site develop and implement a public involvement plan. Requests to be involved and comments should be directed to the remediator of the site.

For further information concerning the content of a Notice of Intent to Remediate, contact the environmental cleanup program manager in the Department regional office before which the notice appears. If information concerning this acknowledgment is required in an alternative form, contact the community relations coordinator at the appropriate regional office. TDD users may telephone the Department through the Pennsylvania AT&T Relay Service at (800) 654-5984.

The Department has received the following Notices of Intent to Remediate:

Southeast Region: Environmental Cleanup Program Manager, 2 East Main Street, Norristown, PA 19401.

Wawa North Coventry Township, North Coventry Township, Chester County. Matt Brainard, GES, Inc., 440 Creamery Way, Suite 500, Exton, PA 19341 on behalf of Matthew Winters, Wawa, Inc., 260 West Baltimore Pole, Wawa, PA 19063 has submitted a Notice of Intent to Remediate. Soil at the site has been impacted with the release of No. 2 fuel oil. The proposed future use of the site will be nonresidential. A Notice of Intent to Remediate was reported to have been published in the *Daily Local News* on February 24, 2009.

Schroder Residence, Lower Oxford Township, Chester County. Richard D. Trimpi, Trimpi Associates, Inc., 1635 Old Plains, Pennsburg, PA 18073, Jon Bernhardt, State Farm, P. O. Box 13, Concordville, PA 19331 on behalf of Charles Schroder, 109 Hill Lane, Oxford, PA 1363 has submitted a Notice of Intent to Remediate. Soil at the site has been impacted with the release of No. 2 fuel oil. The intended future use of the site is residential. A Notice of Intent to Remediate was reported to have been published in the *Chester County Press* on February 25, 2009.

Solitario Kennels Property, East Whiteland Township, Chester County. Thomas P. Schultz, Lewis Environmental Group, P. O. Box 639, Royersford, PA 19468 on behalf of Andrew P. Lutz, Turnpike Commission, P. O. Box 67676, Harrisburg, PA 17106 has submitted a Notice of Intent to Remediate. Soil at the site has been impacted with the release of No. 3 fuel oil. The PTC intends to utilize this property for the construction of a new ramp onto the turnpike.

Fleet Fuel Site, East Pikeland Township, Chester County. Brain Olin, Action Environmental Group, 4301 Taggart Creek Road, Charlotte, NC 28208, Mike Faith, Lewis Environmental, 155 Railroad Plaza, Royersford, PA 19468 on behalf of Don Harner, 601 Wall Street, Spring City, PA 19475 has submitted a Notice of Intent to Remediate. Soil at the site has been impacted with the release of No. 2 fuel oil. The future use of the site will be residential.

Southcentral Region: Environmental Cleanup Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110.

Chris Skimski Residence, West Manchester Township, York County. Mountain Research, LLC, 825 25th

Street, Altoona, PA 16601, on behalf of Chris Skimski, 1237 Taxville Road, York, PA 17403 and Shipley Energy, 415 Norway Street, York, PA 17403, submitted a Notice of Intent to Remediate site soils contaminated with home heating oil. The site will be remediated to the Residential Statewide Health Standard and will remain residential.

DETERMINATION OF APPLICABILITY FOR RESIDUAL WASTE GENERAL PERMITS

Application for determination of applicability received under the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003); the Municipal Waste Planning, Recycling and Waste Reduction Act (53 P. S. §§ 4000.101—4000.1904); and Residual Waste Regulations for a General Permit to Operate Residual Waste Processing Facilities and/or the Beneficial Use of Residual Waste Other Than Coal Ash

Southeast Region: Regional Solid Waste Manager, 2 East Main Street, Norristown, PA 19401.

General Permit Application No. WMGM025SE002. NDV Recycling, 3630 North 2nd Street, Philadelphia, PA 19140-4605, City of Philadelphia, **Philadelphia County**. The application for determination of applicability under General Permit No. WMGM025 to process for beneficial use of unpainted and untreated wood waste, gypsum board, brick, block and concrete waste from new residential and commercial construction. The application for determination of applicability was accepted as administratively complete by the Southeast Regional Office on March 17, 2009.

OPERATE WASTE PROCESSING OR DISPOSAL AREA OR SITE

Application deemed complete under the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003), the Municipal Waste Planning, Recycling and Waste Reduction Act (53 P. S. §§ 4000.101—4000.1904) and Regulations to Operate Solid Waste Processing or Disposal Area or Site.

Northcentral Region: Regional Solid Waste Manager, 208 West 3rd Street, Suite 101, Williamsport, PA 17701-6448.

Permit Application No. 101243. Northern Tier Solid Waste Authority, P. O. Box 10, Burlington, PA 1884. The permit renewal application for the Bradford County Landfill located in West Burlington Township, **Bradford County**, was deemed complete by the Williamsport Regional Office on March 9, 2009.

Comments concerning the application should be directed to Jim Miller, Program Manager, Waste Management Program, Williamsport Regional Office, 208 West Third Street, Suite 101, Williamsport, PA 17701. Persons interested in obtaining more information about the permit application may contact the Williamsport Regional Office, (570) 327-3740. TDD users may contact the Department of Environmental Protection through the Pennsylvania AT&T Relay Service (800) 654-5984. Public comments must be submitted within 60 days of this notice and may recommend revisions to, and approval or denial of the application.

AIR QUALITY

PLAN APPROVAL AND OPERATING PERMIT APPLICATIONS

NEW SOURCES AND MODIFICATIONS

The Department of Environmental Protection (Department) has developed an "integrated" plan approval, State operating permit and Title V operating permit program. This integrated approach is designed to make the permitting process more efficient for the Department, the regulated community and the public. This approach allows the owner or operator of a facility to complete and submit all the permitting documents relevant to its application one time, affords an opportunity for public input and provides for sequential issuance of the necessary permits.

The Department has received applications for plan approvals and/or operating permits from the following facilities.

Copies of the applications, subsequently prepared draft permits, review summaries and other support materials are available for review in the regional office identified in this notice. Persons interested in reviewing the application files should contact the appropriate regional office to schedule an appointment.

Persons wishing to receive a copy of a proposed plan approval or operating permit must indicate their interest to the Department regional office within 30 days of the date of this notice and must file protests or comments on a proposed plan approval or operating permit within 30 days of the Department providing a copy of the proposed document to that person or within 30 days of its publication in the *Pennsylvania Bulletin*, whichever comes first. Interested persons may also request that a hearing be held concerning the proposed plan approval and operating permit. Comments or protests filed with the Department regional offices must include a concise statement of the objections to the issuance of the Plan approval or operating permit and relevant facts which serve as the basis for the objections. If the Department schedules a hearing, a notice will be published in the *Pennsylvania Bulletin* at least 30 days prior the date of the hearing.

Persons with a disability who wish to comment and require an auxiliary aid, service or other accommodation to participate should contact the regional office identified before the application. TDD users should contact the Department through the Pennsylvania AT&T Relay Service at (800) 654-5984.

Final plan approvals and operating permits will contain terms and conditions to ensure that the source is constructed and operating in compliance with applicable requirements in 25 Pa. Code Chapters 121—143, the Federal Clean Air Act (act) and regulations adopted under the act.

Intent to Issue Plan Approvals and Intent to Issue or Amend Operating Permits under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and 25 Pa. Code Chapter 127, Subchapter B. These actions may include the administrative amendments of an associated operating permit.

Northeast Region: Air Quality Program, 2 Public Square, Wilkes-Barre, PA 18711-0790, Ray Kempa, New Source Review Chief, (570) 826-2507.

54-302-077: WPS Westwood Generation, LLC (1716 Lawrence Drive, DePere, WI 54115) for modification of a boiler at their facility in Frailey and Porter Townships,

Schuylkill County. This facility is a Title-V facility. The modification is for the replacement of 25 bank tubes due to erosion of the boiler. There are no emission increases related to this project (unchanged from the current Title V operating permit). The company is proposing to take additional Federally enforceable emission caps for NOx and VOCs. The boiler is subject to 40 CFR Part 60, Subpart Da, New Source Performance Standards for Stationary Sources—Electric Utility Steam Generating Units, and shall comply with all applicable requirements of this Subpart. The plan approval will include all appropriate monitoring, recordkeeping and reporting requirements designed to keep the boiler operating within all applicable air quality requirements.

48-309-131: ESSROC Cement Corp. (Route 248 and Easton Road, Nazareth, PA 18064) for reactivation of the existing railcar loading station No. 1 and associated air cleaning device (fabric collector) at their Nazareth Plant III in the Borough of Nazareth, **Northampton County.** The PM emissions from the fabric collector will not exceed the BAT standard of 0.02 gr/dscf and will result in a maximum PM emission rate of 1.8 tpy. The Plan Approval and Operating Permit will contain emission restrictions, work practice standards, and monitoring, recordkeeping and reporting requirements designed to keep the facility operating within all applicable air quality requirements. The facility currently has a Title V Operating Permit No. 48-00007. This plan approval will, in accordance with 25 Pa. Code § 127.450, be incorporated into the Title V Operating Permit through an administrative amendment at a later date.

Southcentral Region: Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110, William R. Weaver, New Source Review Chief, (717) 705-4702.

01-05009B: United States Army, Ft. Detrick (201 Beasley Drive, Suite 100, Fort Detrick, MD 21702-9229) for modification of a set of internal combustion diesel generator sets at their Raven Rock Mountain Complex in Liberty Township, **Adams County.** The modification is not expected to change the facility's emissions. The diesel generator sets are subject to 40 CFR Part 60, Subpart IIII—Standards of Performance for Stationary Compression Ignition Internal Combustion Engines. The plan approval shall contain additional recordkeeping and operating restrictions designed to keep the facility operating within all applicable air quality requirements.

Northcentral Region: Air Quality Program, 208 West Third Street, Williamsport, PA 17701, David Aldenderfer, Program Manager, (570) 327-3637.

49-317-002B: Sensenig Milling Services, Inc., 10705 SR 44, Watsontown, PA 17777 for construction of a wood-fired rotary bakery waste dryer (Source ID P102) and installation of a cyclone separator (Control Device C102A) and a fabric collector (Control Device C102B) to be utilized in conjunction with an existing cyclone separator and fabric collector to control the PM emissions from the proposed rotary bakery waste dryer at their facility located in Lewis Township, **Northumberland County.**

The Department of Environmental Protection's (Department) review of the information submitted by Sensenig Milling Services, Inc. indicates that the proposed rotary bakery waste dryer and the control devices will meet all applicable air quality requirements pertaining to air contamination sources and the emission of air contaminants, including the BAT requirements of 25 Pa. Code §§ 127.1 and 127.12. Based on these findings, the Department intends to approve the application and issue plan

approval for the construction of the wood-fired rotary bakery waste dryer with the installation of cyclone separators and a fabric collector. Additionally, if the Department determines that the wood-fired rotary bakery waste dryer with cyclone separators and fabric collectors are operating in compliance with all plan approval conditions, the conditions established in the plan approval will be incorporated into the State-only operating permit by means of an administrative amendment under 25 Pa. Code § 127.450.

The following is a summary of the conditions the Department proposes to place in the plan approval to ensure compliance with all applicable regulatory requirements:

1. Under the BAT requirements of 25 Pa. Code §§ 127.1 and 127.12, the concentration of PM in the effluent gas from either Control Device C101B or C102B associated with Source ID P102 shall not exceed 0.01 gr/dscf.

2. Under the BAT requirements of 25 Pa. Code §§ 127.1 and 127.12, the NOx, expressed as NO₂ emissions from Source ID P102 shall not exceed 7.50 pounds per hour at any time.

3. Under the BAT requirements of 25 Pa. Code §§ 127.1 and 127.12, the CO emissions from Source ID P102 shall not exceed 12.00 pounds per hour at any time.

4. Under the BAT requirements of 25 Pa. Code §§ 127.1 and 127.12, the VOC emissions from Source ID P102 shall not exceed 18.12 tons in any 12-consecutive month period.

5. Under BAT requirements of 25 Pa. Code §§ 127.1 and 127.12, the permittee shall not emit into the outdoor atmosphere of visible air contaminants in such a manner that the opacity of the emission from either Control Device C101B or C102B is equal to or greater than 10% at any time.

6. Under BAT requirements of 25 Pa. Code §§ 127.1 and 127.12, the permittee shall not process no more than 100 tons of unbaked, yeast-containing dough through Source ID P102 in any 7-day consecutive day period.

7. Under BAT requirements of 25 Pa. Code §§ 127.1 and 127.12, Source ID P102 shall only be fired on natural gas or virgin hardwood sawdust and wood chips consisting of green and kiln-dried wood only. No coated or treated wood, laminated wood, particleboard, flakeboard or materials other than kiln-dried wood shall be burned in Source ID P102.

8. Under BAT requirements of 25 Pa. Code §§ 127.1 and 127.12, the permittee shall not process any chlorinated plastic packaging through Source ID P102 at any time.

9. Under BAT requirements of 25 Pa. Code §§ 127.1 and 127.12, any time that wood material is being fired in the combustion chamber of Source ID P102, the exhaust gas shall be processed through Control Devices C101A, C101B, C102A and C102B.

10. Upon Department request, the permittee shall provide analyses or samples of the wood burned in Source ID P102.

11. The permittee shall perform CO, NO and PM stack tests from the exhaust of Control Devices C101B and C102B associated with Source ID P102 within 120 days from the commencement of operation of Source ID P102 to demonstrate compliance with the CO, NO and PM emission limitations. The permittee shall perform opacity readings at the exhaust of Control Devices C101B and

C102B during the stack tests in accordance with EPA Method 9 to demonstrate compliance with the opacity limitation. All testing is to be done while Source ID P102 is operating at its normal rate and using reference method test procedures acceptable to the Department.

12. Under BAT requirements of 25 Pa. Code §§ 127.1 and 127.12, Control Devices C101B and C102B shall be equipped with instrumentation to continuously monitor the differential pressure across each control device. Additionally, the system shall be equipped with an alarm should the differential pressure exceed the set point as determined by the manufacturer during commencement of Source ID P102.

13. Under BAT requirements of 25 Pa. Code §§ 127.1 and 127.12, Control Devices C101B and C102B shall be equipped with instrumentation to continuously monitor the inlet and outlet temperatures of the control devices. Additionally, the system shall be equipped with an alarm should the exhaust gas temperature approaches the dew point (approximately 126° F), the system shall signal the automatic temperature control system to increase the heat input to Source ID P102.

14. Under BAT requirements of 25 Pa. Code §§ 127.1 and 127.12, the combustion chamber of Source ID P102 shall be equipped with instrumentation to monitor the outlet temperature on a continuous basis.

15. The permittee shall keep records of the amount of unbaked, yeast-containing dough processed through Source ID P102 on a weekly basis. These records shall be retained for a minimum of 5 years and shall be made available to the Department upon request.

16. Under BAT requirements of 25 Pa. Code §§ 127.1 and 127.12, the permittee shall keep on hand a sufficient quantity of filter bags for Control Devices C101B and C102B in order to replace any bag that needs replacement.

17. The handling and storage of the material collected in Control Devices C101B and C102B associated with Source ID P102 shall not at any time result in the emission of fugitive air contaminants in excess of the limitations specified in 25 Pa. Code § 123.1.

18. Under BAT requirements of 25 Pa. Code §§ 127.1 and 127.12, the permittee shall not operate the Source ID P102 without the simultaneous operation of Control Devices, C101A, C101B, C102A and C102B.

19. Under BAT requirements of 25 Pa. Code §§ 127.1 and 127.12, the compressors supplying the compressed air to Control Devices C101B and C102B shall be equipped with an air dryer and an oil trap.

20. Under BAT requirements of 25 Pa. Code §§ 127.1 and 127.12, the combustion chamber temperature of Source ID P102 shall not be less than 1,350° F or greater than 1,600° F at any time.

21. Under BAT requirements of 25 Pa. Code §§ 127.1 and 127.12, only "Nomex" filter bags with a fluorocarbon impregnated membrane, or equivalent, shall only be used in Control Devices C101B and C102B.

22. Under BAT requirements of 25 Pa. Code §§ 127.1 and 127.12, Control Devices C101A, C101B, C102A and C102B shall be installed and operated in a heated building.

23. Under BAT of 25 Pa. Code §§ 127.1 and 127.12, Control Devices C101A, C101B, C102A and C102B, as well as all associated ductwork from the outlet of Source ID P102 to the inlets of Control Devices C101A and

C102A and from the outlets of C101A and C102A to the inlets of C101B and C102B shall be insulated.

A copy of the plan approval application and the Department's review are available for public review between 8 a.m. and 4 p.m. at the Department's Northcentral Regional Office, 208 West Third Street, Suite 101, Williamsport, PA 17701. Appointments for scheduling a review may be made by calling the Department at (570) 327-3693. Written comments or requests for a public hearing should be directed to Muhammad Q. Zaman, Chief, Facilities Permitting Section, Department of Environmental Protection, Air Quality Program, Northcentral Regional Office, 208 West Third Street, Suite 101, Williamsport, PA 17701, (570) 327-0512.

Northwest Region: Air Quality Program, 230 Chestnut Street, Meadville, PA 16335-3481, George Monasky, New Source Review Chief, (814) 332-6940.

25-069M: BASF Catalysts, LLC (1729 East Avenue, Erie, PA 16503) for installation of a dust collector at their facility in the City of Erie, **Erie County**.

Under 25 Pa. Code §§ 127.44(b) and 127.424(b), the Department of Environmental Protection (Department) intends to issue Plan Approval 25-069M to BASF Catalysts, LLC for the relocation installation of a dust collector at their facility at 1729 East Avenue, City of Erie, **Erie County**. The Plan Approval will subsequently be incorporated into the facility's Operating Permit through an administrative amendment in accordance with 25 Pa. Code § 127.450.

Plan Approval No. 25-069M is for the installation of a dust collector, which will be used to control emissions of PM associated with the loading and unloading of Reduction Vessel R5 (Source ID 205) and Screener R6 (Source ID 201). Based on the information provided by the applicant and Department's own analysis, the sources associated with the proposed control device will emit a total of 0.000023 ton of PM per year, all of which will be PM10.

The Plan Approval will contain additional recordkeeping and work practice requirements designed to keep the facility operating within all applicable air quality requirements.

Copies of the application, the Department's analysis, and other documents used in the evaluation are available for public inspection between 8 a.m. and 4 p.m. weekdays at the address shown as follows. To make an appointment, contact Records Management at (814) 332-6340.

Anyone wishing to provide the Department with additional information they believe should be considered may submit the information to the address shown as follows. Comments must be received by the Department within 30 days of the last day of publication. Written comments should include the following:

1. Name, address and telephone number of the person submitting comments.
2. Identification of the proposed Plan Approval; No. 25-069M.
3. Concise statement regarding the relevancy of the information or any objections to issuance of the Plan Approval.

A public hearing may be held, if the Department, in its discretion, decides that such a hearing is warranted on the comments received during the public comment period. Persons submitting comments or requesting a hearing will be notified of the decision to hold a hearing by

publication in a local newspaper of general circulation or the *Pennsylvania Bulletin* or by telephone, where the Department determines such notification is sufficient. Written comments or requests for a public hearing should be directed to John Guth, Regional Air Quality Manager, Department of Environmental Protection, Northwest Regional Office, 230 Chestnut Street, Meadville, PA 16335, (814) 332-6940.

OPERATING PERMITS

Intent to Issue Title V Operating Permits under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and 25 Pa. Code Chapter 127, Subchapter G.

Southcentral Region: Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110, William R. Weaver, New Source Review Chief, (717) 705-4702.

36-05015: Dart Container Corp. of PA (60 East Main Street, Leola, PA 17540) for operation of a foam products manufacturing facility in Upper Leacock Township, **Lancaster County**. This action is a renewal of the Title V operating permit that was issued in 2004.

Northwest Region: Air Quality Program, 230 Chestnut Street, Meadville, PA 16335-3481, Matthew Williams, Facilities Permitting Chief, (814) 332-6940.

42-00158: TIN, Inc., d/b/a Temple-Inland Mt. Jewett MDF Operations (303 South Temple Drive, Diboll, TX 75941-2419) The Title V Operating Permit is being modified to revise the compliance option for the MACT requirements of 40 CFR 63, Subpart DDDD pertaining to Plywood and Composite Wood Products in Sergeant Township, **McKean County**.

The MDF facility consist of chip storage and handling, refining, dryers, press, sawing, sanding, combustion sources for the dryer and press, and various wood handling air emission sources located in Sergeant Township, McKean County. The facility is a Title V facility and is therefore subject to the Title V Operating Permit requirements adopted in 25 Pa. Code Chapter 127, Subchapter G. The Title V Operating Permit is being modified to revise the compliance option for the MACT requirements of 40 CFR 63, Subpart DDDD pertaining to Plywood and Composite Wood Products. The facility will now use compliance option 2 from Table 1B of Subpart DDDD by limiting the emissions of total HAP, measured as THC (as carbon), to 20 ppmvd. Additionally, the CAM requirement for Source 122M (second stage dryer) will be removed from the permit because it is no longer applicable due to the fact that the source was modified to recirculate the emissions back to the primary dryer. The compliance milestones have been completed and will be removed from the permit.

61-00011: Merisol Antioxidants, LLC, 292 SR 8, Oil City, PA 16301, for re-issuance of a Title V Permit to operate an industrial organic chemicals manufacturing unit in Township of Cornplanter, **Venango County**. The facility's major emission sources include two gas/oil fired boiler and furnace, dryers, distillation columns, process vessels, storage tanks, chemical process equipments and two degreaser units. The facility is a Title V facility due to its potential to emit of VOC above the major source thresholds. This facility is also subject to the Compliance Assurance Monitoring Rule under 40 CFR Part 64.

Intent to Issue Operating Permits under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and 25 Pa. Code Chapter 127, Subchapter F.

Southeast Region: Air Quality Program, 2 East Main Street, Norristown, PA 19428, Janine Tulloch-Reid, Facilities Permitting Chief, (484) 250-5920.

46-00264: Caddick Construction Co., Inc. (P. O. Box 179, Ambler, PA 19002) for issuance of a State-only Operating Permit to operate a Nonmetallic Mineral Processing Plant powered by two diesel engines at 7147 Camp Hill Road, Fort Washington, PA 19034, Whitmarsh Township, **Montgomery County**. The facility is natural minor. Plan Approval, 46-0264 is being incorporated into this new State-only Operating Permit. This Operating Permit shall include monitoring and recordkeeping designed to ensure this facility complies with all applicable air quality regulations.

46-00256: Horgan Recycling, Inc. (2188 Detwiler Road, Harleysville, PA 19348) for operation of a concrete and asphalt crushing plant in Upper Gwynedd Township, **Montgomery County**. PM emissions are controlled by a wet suppression system. This facility is a State-only facility. The Operating Permit will contain monitoring and recordkeeping requirements and operating restrictions designed to keep the facility operating within all applicable air quality requirements.

46-00174: Montgomery County SPCA (19 East Ridge Pike, Conshohocken, PA 19428-0222) for operation and maintenance of an animal crematorium in Whitmarsh Township, **Montgomery County**, and for renewal of the State-only (Natural Minor) Operating Permit. The Montgomery County SPCA from which the main pollutants emitted are NOx and PM. The actual emission rates of NOx and PM from the crematorium are each less than 1 ton per year. No changes have occurred at the facility since the permit was originally issued on September 12, 2003. The renewed permit will include the same monitoring, recordkeeping and reporting requirements designed to keep the facility operating within all applicable air quality requirements.

46-00179: Tuscan Lehigh Dairies, LP (880 Allentown Road, Lansdale, PA 19946-5206), for a renewal of a State-only, Natural Minor Operating Permit in Upper Gwynedd Township, **Montgomery County**. The facility operates two, dual-fired, 12.6 mmBtu/hr boilers. The permit will include monitoring, recordkeeping and reporting requirements to address all applicable air quality requirements.

Southcentral Region: Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110, William R. Weaver, New Source Review Chief, (717) 705-4702.

06-03069: Highway Materials, Inc. (1750 Walton Road, Blue Bell, PA 19422) for operation of their Temple Quarry in Alsace Township, **Berks County**. The State-only operating permit will include monitoring, recordkeeping, reporting requirements, emission restrictions and work practice standards designed to keep the facility operating within all applicable air quality requirements. This is a permit renewal of their existing operating permit.

38-03042: American LaFrance, LLC (64 Cocalico Creek Road, Ephrata, PA 17522) for operation of their spray booths in West Lebanon Township, **Lebanon County**. Actual VOC emissions are expected to be less than 5 tons per year. This is a renewal of the State-only operating permit issued in 2004.

Northcentral Region: Air Quality Program, 208 West Third Street, Williamsport, PA 17701, David Aldenderfer, Program Manager, (570) 327-3637.

49-00005: Hoeganaes Corp. (4330 Paradise Road, Watertown, PA 17777) for their powdered metal manufacturing facility in Delaware Township, **Northumberland County**. The facility's main sources include two boilers, one furnace, multiple space heaters, metal blending and bonding process, metal powder manufacturing operation, specialty blended metals process, AGM delivery system operation, Distaloy screen system operation, product sample manufacturing operation. The facility has the potential to emit PM, NOx, CO, VOCs, combined and individual HAP and SOx emissions below the major thresholds. The proposed operating permit contains all applicable regulatory requirements including monitoring, recordkeeping and reporting conditions.

41-00052: Hanson Aggregates, Inc. (7660 Imperial Way, Suite 103, Allentown, PA 18195-1040) for their Pine Creek quarry in Limestone Township, **Lycoming County**. The facility's main sources include six crushers and associated various material sizing and conveying equipment. These sources have the potential to emit PM10 below the major emission thresholds. The proposed Operating Permit contains all applicable regulatory requirements including monitoring, recordkeeping and reporting conditions.

08-313-050B: Global Tungsten & Powders, Corp. (Hawes Street, Towanda, PA 18848-0504) for installation of a new C.P.E. Filters Model 36-MS-30-SS fabric collector to control the PM emissions from an existing Calciner A in the Molybdenum Reduction department (083) in building 41 at their facility in North Towanda Township, **Bradford County**. This is a State-only facility.

The Department of Environment Protection's (Department) review of the information contained in the application submitted by GTP indicates that the calciner controlled by the proposed fabric collector will comply with all applicable air quality requirements pertaining to air contamination sources and the emission of air contaminants, including the fugitive air contaminant emission requirement of 25 Pa. Code § 123.1, the PM emission limitation of 25 Pa. Code § 123.13 and the visible emission limitation of 25 Pa. Code § 123.41. The plan approval, if issued, will subsequently be incorporated into the State-only operating permit by means of an administrative amendment in accordance with 25 Pa. Code § 127.450 at a later date.

Based upon this finding, the Department proposes to issue a plan approval for the installation of the fabric collector to control PM emissions from the calciner. The following is a summary of the conditions the Department proposes to place in the plan approval to ensure compliance with all applicable regulatory requirements:

1. Source ID P161 is a 24" Harper, model RFQ7181, Calciner A, fired on natural gas (1.8 mmBtu/hr). The air contaminant emissions from Source ID P161 during operation shall be controlled by a CPE Filters, model 36-MS-30-SS, fabric collector (ID C161A) and a company manufactured packed bed ammonia scrubber (ID C161B).

2. No person may permit the emission into the outdoor atmosphere of PM from the exhaust of ID C161B associated with Source ID P161 in a manner that the concentration in the effluent gas exceeds 0.04 gpd standard cubic foot.

3. Under BAT requirements of 25 Pa. Code §§ 127.1 and 127.12, cleaning (initiated by the shaker) of the CPE Filters, model 36-MS-30-SS, fabric collector (ID C161A) shall only occur when the associated Calciner A (Source ID P161) is between lots.

4. Under BAT requirements of 25 Pa. Code §§ 127.1 and 127.12, the ammonia scrubber (ID C161B) associated with Calciner A (Source ID P161) shall only utilize water on a once through basis as a scrubbing medium and shall use it as a flow rate of at least 50 gph.

5. Under BAT requirements of 25 Pa. Code §§ 127.1 and 127.12, the CPE Filters, model 36-MS-30-SS, fabric collector (ID C161A) shall be equipped with monitors or gauges that will accurately monitor the pressure drop across the respective air cleaning devices. The company shall record the readings from these monitors at least once per shift during anytime the respective sources are being operated during the respective shift.

The pressure drop across the collector and absolute filter records shall be retained on site for a minimum of 5 years.

6. Under BAT requirements of 25 Pa. Code §§ 127.1 and 127.12, the scrubbing solution, scrubber cooling water and heat exchanger water flow rates from the ammonia scrubber (ID C161B) and heat exchanger associated with Calciner A (Source ID P161) shall be monitored using a monitor or gauge that will accurately monitor the respective flow rates. The company shall record the readings from these monitors at least once per shift during any time the respective sources are operating during the respective shift.

7. The company shall keep on hand sufficient quantity of spare fabric collector bags and filters for the fabric collector (ID C161A) with Source ID P161 to be able to immediately replace any bags requiring replacement due to deterioration resulting from routine operation of the source and fabric collector.

8. The Department reserves the right to establish a pressure drop range for the CPE Filters, model 36-MS-30-SS, fabric collector (ID C161A) upon the issuance of an operating permit.

9. Conditions contained in operating permit 08-399-050A remain in effect unless superseded or amended by conditions contained herein. If there is a conflict between a condition and requirement contained in this plan approval and a condition contained in operating permit 08-399-050A, the permittee shall comply with the condition or requirement contained in this plan approval rather than the conflicting condition or requirement contained in operating permit 08-399-050A.

A copy of the plan approval application and the Department's review is available for public review between 8 a.m. and 4 p.m. at the Department's Northcentral Regional Office, 208 West Third Street, Suite 101, Williamsport, PA 17701. Appointments for scheduling a review may be made by calling the Department at (570) 327-3693. Written comments or requests for a public hearing should be directed to Muhammad Q. Zaman, Manager, Facilities Permitting Section, Department of Environmental Protection, Air Quality Program, Northcentral Regional Office, 208 West Third Street, Suite 101, Williamsport, PA 17701, (570) 327-0512.

18-00001B: Columbia Gas Transmission, Corp. (1700 MacCorkle Avenue SE, Charleston, WV 25314-1518), for construction and operation of a new Caterpillar G3512LE engine (Source ID P109, Engine No. 6) at their Renovo Compressor Station facility in Chapman Township, **Clinton County**.

The Department of Environmental Protection's (Department) review of the information contained in the application submitted by Columbia indicates that the engine will

comply with all applicable air quality requirements pertaining to air contamination sources and the emission of air contaminants, including BAT requirements of 25 Pa. Code §§ 127.1 and 127.12. Based on these findings, the Department intends to issue a plan approval for the construction of the new Caterpillar G3512LE engine (Source ID P109, Engine No. 6). Additionally, if the Department determines that the respective engine is operating in compliance with all plan approval conditions, the conditions established in the plan approval will be incorporated into Title V operating permit 18-00001 by means of an administrative amendment under 25 Pa. Code § 127.450.

The following is a summary of the conditions the Department proposes to place in the plan approval to ensure compliance with all applicable regulatory requirements:

1. Under the BAT requirements of 25 Pa. Code §§ 127.1 and 127.12, the permittee shall not permit the following air contaminant emissions from the exhaust of ID C109 associated with Source ID P109 in excess of the limitations as follows:

i. NO_x, expressed as NO₂—1.5 (gphp/hr) and 12.5 tons in any 12-consecutive month period,

ii. CO—0.15 gphp/hr and 1.2 tons in any 12-consecutive month period,

iii. VOC—0.15 gphp/hr and 1.2 tons in any 12-consecutive month period,

iv. SO_x, expressed as SO₂—0.005 pound per hour and 0.02 ton in any 12-consecutive month period,

v. The formaldehyde—0.02 gphp/hr and 0.15 ton in any 12-consecutive month period.

2. Under BAT requirements of 25 Pa. Code §§ 127.1 and 127.12, no person may permit the emission of PM into the outdoor atmosphere of PM from Source ID P109 in a manner that the concentration in the effluent gas exceeds 0.01 gr/dscf.

3. Under 25 Pa. Code § 123.21, no person may permit the emission of the SO_x expressed as SO₂, into the outdoor atmosphere from Source ID P109 in a manner that the concentration in the effluent gas exceeds 500 ppm, by volume, dry basis.

4. No person may permit the emission into the outdoor atmosphere of visible air contaminants from ID C109 associated with Source ID P109 in such a manner that the opacity of the emission is equal to or greater than 10% at any time.

5. Under BAT requirements of 25 Pa. Code §§ 127.1 and 127.12, the oxidation catalyst control device (ID C109) associated with Source ID P109 shall be capable of reducing the CO by 93%.

6. Under BAT requirements of 25 Pa. Code §§ 127.1 and 127.12, the permittee shall use only pipeline quality natural gas as fuel for Source ID P109.

7. Within 120 days of the start of operation of the engine (Source ID P109), the permittee shall perform EPA reference method stack testing upon Source ID P109 for CO, NO_x, expressed as NO₂, VOCs and formaldehyde to verify compliance with emission limitations and to determine the destruction efficiency for CO, NO_x, VOC, formaldehyde emissions from ID C109 associated with Source ID P109.

i. The performance test shall consist of three separate test runs and each run shall last at least 1 hour in duration.

ii. The testing of the inlet and outlet of ID C109 shall be running simultaneously.

iii. The inlet gas temperature of ID C109 and the pressure drop across ID C109 shall be recorded on a continuous basis during the test. The requirement for the temperature range and pressure drop across ID C109 will be established based upon the recorded data and stack test report.

iv. All testing is to be done using reference method test procedures acceptable to the Department and all testing is to be performed while Source ID P109 is operating at +/- 10% of full load.

8. Under BAT requirements of 25 Pa. Code §§ 127.1 and 127.12, the permittee shall equip ID C109 with instrumentation to monitor pressure drop across ID C109 and the inlet gas temperature of ID C109. The permittee shall monitor these parameters on a continuous basis.

9. The permittee shall monitor the visible emissions and malodors on a weekly basis and maintain records of any occurrences of visible emissions or malodors. These records shall be maintained for a minimum of 5 years and shall be made available to the Department upon request.

10. (a) The permittee shall maintain comprehensive and accurate records of the following information for Source ID P109:

(1) The number of hours that Source ID P109 is operated on a monthly basis and a rolling 12-consecutive month basis.

(2) The supporting calculations used to verify compliance with the PM and SO emission limitations.

(3) The test reports and supporting calculations used to verify compliance with the CO, NO_x, VOC and formaldehyde emission limitations in any 12-consecutive month period and destruction efficiency limitation.

(4) The pressure drop across ID C114 once per day and the inlet gas temperature of ID C114 on a continuous basis.

(5) The date and the total hours of operation of Source ID P114 at the time of the catalyst replacement.

(6) Any breakdowns, repairs, maintenance and deviations from operating at design parameters and dates of occurrences.

(b) These records shall be maintained for a minimum of 5 years and shall be made available to the Department upon request.

11. (a) The permittee shall submit to the Department on a semi-annual basis records of the supporting calculations used to verify compliance with the CO, NO_x and VOC and formaldehyde emissions limitations in any 12-consecutive month period.

(b) The semi-annual reports shall be submitted to the Department by no later than September 1 (July 1 of the previous year through June 30 of the concurrent year) and March 1 (January 1 through December 31 of the previous year) for the 12-consecutive month period.

12. The permittee shall maintain and operate Source ID P109 and ID C109 in a manner consistent with the manufacturer's recommendations (as provided in the application) and with good air pollution control practices for minimizing emissions.

13. Under BAT requirements of 25 Pa. Code §§ 127.1 and 127.12, Source ID P109 is an 860 brake horsepower, natural gas-fired, four stroke lean burn, reciprocating

internal combustion engine. Additionally, the CO, VOCs, and formaldehyde emissions from Source ID P109 shall be controlled by an oxidation catalyst (ID C109). The permittee shall not operate Source ID P109 without the simultaneous operation of ID C109 at any time.

14. The permittee shall comply with all applicable requirements of Subpart ZZZZ of the National Emission Standards for HAPs for Source ID P109 specified in 40 CFR 63.6580—63.6675.

15. Conditions contained in Title V operating permit (TVOP) 18-00001 remain in effect unless superseded or amended by conditions contained herein. If there is a conflict between a condition and requirement contained in this plan approval and a condition contained in TVOP 18-00001, the permittee shall comply with the condition or requirement contained in this plan approval rather than the conflicting condition or requirement contained in TVOP 18-00001.

A copy of the plan approval application and the Department's review is available for public review between 8 a.m. and 4 p.m. at the Department's Northcentral Regional Office, 208 West Third Street, Suite 101, Williamsport, PA 17701. Appointments for scheduling a review may be made by calling the Department at (570) 327-3693. Written comments or requests for a public hearing should be directed to Muhammad Q. Zaman, Manager, Facilities Permitting Section, Department of Environmental Protection, Air Quality Program, Northcentral Regional Office, 208 West Third Street, Suite 101, Williamsport, PA 17701, (570) 327-0512.

Southwest Region: Air Quality Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, Barbara Hatch, Facilities Permitting Chief, (412) 442-4174.

11-00102: Forest Hills School District (P. O. Box 158, 547 Locust Street, Sidman, PA 15955-0158) for operation of four boilers and two emergency generators at the Elementary and High School in Adams Township, **Cambria County**.

11-00511: Forest Hills School District (P. O. Box 158, 547 Locust Street, Sidman, PA 15955-0158) for operation of two boilers and one emergency generator at the Middle School in Croyle Township, **Cambria County**.

11-00523: Jigging Technologies, LLC, d/b/a Atoll (1008 Club Drive, Johnstown, PA 15905-1912), for operation of a slag processing plant at the Riders Area, in Johnstown City and East Taylor Township, **Cambria County**.

04-00673: Lacock Cremation Services, Inc. (2 Chester Way, P. O. Box 589, East Rochester, PA 15074) for operation of crematory in East Rochester Borough, **Beaver County**.

COAL AND NONCOAL MINING ACTIVITY APPLICATIONS

Applications under the Surface Mining Conservation and Reclamation Act (52 P. S. §§ 1396.1—1396.19a); the Noncoal Surface Mining Conservation and Reclamation Act (52 P. S. §§ 3301—3326); The Clean Streams Law (35 P. S. §§ 691.1—691.1001); the Coal Refuse Disposal Act (52 P. S. §§ 30.51—30.66); The Bituminous Mine Subsidence and Land Conservation Act (52 P. S. §§ 1406.1—1406.21). Mining activity permits issued in response to such applications will also address the applicable permitting requirements of the following statutes: the Air Pollution Control Act (35 P. S. §§ 4001—4015); the Dam

Safety and Encroachments Act (32 P. S. §§ 693.1—693.27); and the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003).

The following permit applications to conduct mining activities have been received by the Department of Environmental Protection (Department). A copy of the application is available for inspection at the District Mining Office indicated above each application. Where a 401 Water Quality Certification is needed for any aspect of a particular proposed mining activity, the submittal of the permit application will serve as the request for the certification.

Written comments or objections, or requests for an informal conference, or a public hearing, as applicable, on a mining permit application may be submitted by any person or any officer or head of any Federal, State or local government agency or authority to the Department at the address of the district mining office indicated above each application within 30 days of this publication, or within 30 days after the last publication of the applicant's newspaper advertisement, as provided by 25 Pa. Code §§ 77.121—77.123 and 86.31—86.34.

Written comments or objections related to a mining permit application should contain the name, address and telephone number of persons submitting comments or objections; application number; and a statement of sufficient detail to inform the Department on the basis of comment or objection and relevant facts upon which it is based.

Requests for an informal conference, or a public hearing, as applicable, on a mining permit application, as provided by 25 Pa. Code §§ 77.123 or 86.34, must contain the name, address and telephone number of the requestor; the application number; a brief summary of the issues to be raised by the requestor at the conference; and a statement whether the requestor desires to have the conference conducted in the locality of the proposed mining activities.

Where a National Pollutant Discharge Elimination System (NPDES) number is listed, the mining activity permit application was accompanied by an application for an individual NPDES permit. The Department has made a tentative determination to issue the NPDES permit in conjunction with the mining activity permit, but the issuance of the NPDES permit is contingent upon the approval of the associated mining activity permit.

For coal mining activities, NPDES permits, when issued, will contain effluent limits that do not exceed the technology-based effluent limitations. The proposed limits are listed in Table 1.

For noncoal mining activities, the proposed limits are found in Table 2. Discharges from noncoal mines located in some geologic settings (for example, in the coal fields) may require additional effluent limits. If additional effluent limits are needed for an NPDES permit associated with a noncoal mining permit, then the permit description below specifies the parameters. The limits will be in the ranges specified in Table 1.

More restrictive effluent limitations, restrictions on discharge volume, or restrictions on the extent of mining that may occur, will be incorporated into an NPDES permit when necessary for compliance with water quality standards and antidegradation requirements (in accordance with 25 Pa. Code Chapters 91—96).

The procedures for determining the final effluent limits, using a mass-balance equation or model, are found in

Technical Guidance Document 362-0600-001, NPDES Program Implementation—Memorandum of Understanding Concerning Water Quality Management, NPDES Program Implementation and Related Matters. Other specific factors to be considered include public comments and Total Maximum Daily Loads (TMDLs).

Persons wishing to comment on an NPDES permit application should submit a statement to the Department at the address of the district mining office indicated previously each application within 30 days of this public notice. Comments received within the comment period will be considered in the final determinations regarding the NPDES permit applications. Comments must include the name, address and telephone number of the writer and a concise statement to inform the Department of the exact basis of a comment and the relevant facts upon which it is based.

The Department will also accept requests or petitions for a public hearing on NPDES permit applications, as

provided in 25 Pa. Code § 92.61. The request or petition for a public hearing shall be filed within 30 days of this public notice and shall contain the name, address, telephone number and the interest of the party filing the request, and shall state the reasons why a hearing is warranted. A public hearing may be held if the Department considers the public interest significant. If a hearing is scheduled, a notice of the hearing on the NPDES permit application will be published in the *Pennsylvania Bulletin* and a newspaper of general circulation within the relevant geographical area. In the case where a public hearing is held, the Department will consider comments from the public hearing in the final determination on the NPDES permit application.

Coal Applications Received

Effluent Limits—The following range of effluent limits will apply to NPDES permits issued in conjunction with the associated coal mining activity permit and, in some cases, noncoal mining permits:

<i>Parameter</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instantaneous Maximum</i>
Iron (Total)	1.5 to 3.0 mg/l	3.0 to 6.0 mg/l	3.5 to 7.0 mg/l
Manganese (Total)	1.0 to 2.0 mg/l	2.0 to 4.0 mg/l	2.5 to 5.0 mg/l
Suspended solids	10 to 35 mg/l	20 to 70 mg/l	25 to 90 mg/l
Aluminum (Total)	0.75 to 2.0 mg/l	1.5 to 4.0 mg/l	2.0 to 5.0 mg/l
pH ¹		greater than 6.0; less than 9.0	
Alkalinity greater than acidity ¹			

A settleable solids instantaneous maximum limit of 0.5 ml/l applied to: surface runoff (resulting from a precipitation event of less than or equal to a 10-year 24-hour event) from active mining areas; active areas disturbed by coal refuse disposal activities; and mined areas backfilled and revegetated; and drainage (resulting from a precipitation event of less than or equal to a 1-year 24-hour event) from coal refuse disposal piles.

California District Office: 25 Technology Drive, Coal Center, PA 15423, (724) 769-1100.

30080701 and NPDES Permit No. PA0235806, Consol Pennsylvania Coal Company, LLC, (1525 Pleasant Grove Road, P. O. Box J, Claysville, PA 15243), to operate the Bailey Central Mine Complex Coal Refuse Disposal Area No. 5 in Richhill Township, **Greene County** a new coal refuse disposal area and related NPDES permit for sediment pond development. Coal Refuse Disposal Support Acres Proposed 91.5. Receiving stream: UNT to Owens Run, classified for the following use: WWF. Application received September 9, 2008.

Cambria District Mining Office: 286 Industrial Park Road, Ebensburg, PA 15931, (814) 472-1900.

32830113 and NPDES No. PA0605778. Beilchick Brothers, P. O. Box 7, Heilwood, PA 15745, permit renewal for the continued operation and restoration of a bituminous surface and auger mine in Buffington Township, **Indiana County**, affecting 410.5 acres. Receiving streams: UNT to/and Mardis Run classified for the following use: CWF. There are no potable water supply intakes within 10 miles downstream. Application received March 6, 2009.

32930107 and NPDES No. PA0212687. TLH Coal Company, 4401 Pollock Road, Marion Center, PA 15759, permit renewal for reclamation only of a bituminous surface mine in Grant Township, **Indiana County**, af-

fecting 93.3 acres. Receiving stream: UNTs to/and East Run classified for the following use: HQ-CWF. There are no potable water supply intakes within 10 miles downstream. Application received March 9, 2009.

56090104 and NPDES No. PA0262749. Future Industries, Inc., P. O. Box 157, Meyersdale, PA 15552 commencement, operation and restoration of a bituminous surface mine in Brothersvalley Township, **Somerset County**, affecting 60.0 acres. Receiving streams: UNT to/and Buffalo Creek classified for the following use: CWF. There are no potable water supply intakes within 10 miles downstream. Application received March 4, 2009.

Greensburg District Mining Office: Armbrust Professional Center, 8205 Route 819, Greensburg, PA 15601, (724) 925-5500.

65030101 and NPDES Permit No. PA0250368. Amerikohl Mining, Inc. (1384 SR 711, Stahlstown, PA 15687). Renewal application for reclamation only of a bituminous surface mine, located in Ligonier Township, **Westmoreland County**, affecting 239.6 acres. Receiving streams: UNTs to Loyahanna Creek, classified for the following use: CWF. The potable water supply intake within 10 miles downstream from the point of discharge: Latrobe Municipal Authority. Renewal application received March 6, 2009.

Moshannon District Mining Office: 186 Enterprise Drive, Philipsburg, PA 16866, (814) 342-8200.

17743165 and NPDES No. PA0127574. RES Coal, LLC (224 Grange Hall Road, P. O. Box 228, Armagh, PA 15920). Transfer of an existing bituminous surface mine, with an Insignificant Permit Boundary Correction, from Sky Haven Coal, Inc. (5510 State Park Road, Penfield, PA 15849), located in Boggs Township, **Clearfield County**, affecting 164.4 acres. Receiving streams: Clearfield Creek to West Branch Susquehanna, classified for the following

uses: CWF, WWF. There are no potable water supply intakes within 10 miles downstream. Application received January 29, 2009.

Noncoal Applications Received

Effluent Limits—The following effluent limits will apply to NPDES permits issued in conjunction with a noncoal mining permit:

Parameter	Table 2		
	30-day Average	Daily Maximum	Instantaneous Maximum
Suspended solids	10 to 35 mg/l	20 to 70 mg/l	25 to 90 mg/l
Alkalinity exceeding acidity* pH*		greater than 6.0; less than 9.0	

* The parameter is applicable at all times.

A settleable solids instantaneous maximum limit of 0.5 ml/l applied to surface runoff resulting from a precipitation event of less than or equal to a 10-year 24-hour event. If coal will be extracted incidental to the extraction of noncoal minerals, at a minimum, the technology-based effluent limitations identified under coal applications will apply to discharges of wastewater to streams.

Greensburg District Mining Office: Armbrust Professional Center, 8205 Route 819, Greensburg, PA 15601, (724) 925-5500.

03070801. William L. Traister (4393 St. Charles Road, New Bethlehem, PA 16242). Application for commencement, operation and reclamation of a small noncoal surface mine has been resubmitted, located in Madison Township, **Armstrong County**, affecting 5 acres. Receiving stream: Redbank Creek, classified for the following use: CWF. There is no potable water supply intake within 10 miles downstream from the point of discharge. Application received March 5, 2009.

26092801. Fayette Coal & Coke, Inc. (2611 Memorial Boulevard, Connellsville, PA 15425). Application for commencement, operation and reclamation of a small noncoal surface mine, located in Dunbar Township, **Fayette County**, affecting 6.4 acres. Receiving stream: Dunbar Creek, classified for the follow use: HQ-CWF. There is no potable water supply intake within 10 miles downstream from the point of discharge. Application received March 4, 2009.

FEDERAL WATER POLLUTION CONTROL ACT, SECTION 401

The following permit applications, requests for Environmental Assessment approval and requests for 401 Water Quality Certification have been received by the Department of Environmental Protection (Department). Section 401 of the Federal Water Pollution Control Act (FWPCA) (33 U.S.C.A. § 1341) requires the State to certify that the involved projects will not violate the applicable provisions of sections 301–303, 306 and 307 of the FWPCA (33 U.S.C.A. §§ 1311–1313, 1316 and 1317) as well as relevant State requirements. Persons objecting to approval of a request for certification under section 401 of the FWPCA or to the issuance of a Dam Permit, Water Obstruction and Encroachment Permit or the approval of an Environmental Assessment must submit comments, suggestions or objections within 30 days of the date of this notice, as well as questions, to the regional office noted before the application. Comments should contain the name, address and telephone number of the person commenting, identification of the certification request to which the comments or objections are addressed and a

concise statement of comments, objections or suggestions including the relevant facts upon which they are based.

The Department may conduct a fact-finding hearing or an informal conference in response to comments if deemed necessary. Individuals will be notified, in writing, of the time and place of a scheduled hearing or conference concerning the certification request to which the comment, objection or suggestion relates. Maps, drawings and other data pertinent to the certification request are available for inspection between 8 a.m. and 4 p.m. on each working day at the regional office noted before the application.

Persons with a disability who wish to attend a hearing and require an auxiliary aid, service or other accommodation to participate in the proceedings should contact the specified program. TDD users should contact the Department through the Pennsylvania AT&T Relay Service at (800) 654-5984.

Applications received under the Dam Safety and Encroachments Act (32 P. S. §§ 693.1–693.27) and section 302 of the Flood Plain Management Act (32 P. S. § 679.302) and requests for certification under section 401(a) of the Federal Water Pollution Control Act (33 U.S.C.A. § 1341(a)).

WATER OBSTRUCTIONS AND ENCROACHMENTS

Southcentral Region: Watershed Management Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110, (717) 705-4707.

E36-846: Victoria and Gregory Wilson, 861 Balltown Road, Lititz, PA 17543, Strasburg Township, **Lancaster County**, United States Army Corps of Engineers, Baltimore District.

To construct and maintain an open bottom concrete arch culvert having a length of 24.0 feet, a width of 16.0 feet and a rise of 6.2 feet in a UNT to Little Beaver Creek (TSF) (Quarryville, PA Quadrangle N: 15.20"; W: 4.60", Latitude: 39° 57' 31"; Longitude: 76° 09' 54") for the purpose of a driveway crossing for 169 Sides Mill Road, Strasburg Township, Lancaster County.

E67-865: Texas Eastern Transmission, LP, 890 Winter Street, Suite 300, Waltham, MA 02451, TEMAX and TIME III Projects, Chanceford, Hellam, Lower Chanceford, Lower Windsor and Windsor Townships, **York County**, United States Army Corps of Engineers, Baltimore District.

To install and maintain 26.5 miles of 30-inch gas transmission line from existing piping in Hellam Township to where it will interconnect with existing pipeline facilities in Lower Chanceford Township. The project

begins with the northern most crossing of Wildcat Run (WWF) (Columbia West, PA Quadrangle N: 8.48 inches; W: 1.54 inches, Latitude: 40° 02' 47.652"; Longitude: 76° 36' 48.995") and terminates at the southern most crossing of an UNT to Muddy Creek (TSF) (Holtwood, PA Quadrangle N: 9.55 inches; W: 5.13 inches, Latitude: 39° 48' 8.676"; Longitude: 76° 20' 16.835"). The project also crosses a UNT to Wildcat Run (WWF), UNTs to Kreutz Creek (WWF), Kreutz Creek (WWF), UNTs to Cabin Creek (WWF), Cabin Creek (WWF), Fishing Creek (TSF), UNTs to Fishing Creek (TSF), Beaver Creek (CWF), UNTs to Beaver Creek (CWF), Otter Creek (CWF), UNTs to Otter Creek (CWF), Mill Branch (WWF), UNTs to Mill Branch (WWF), South Fork Otter Creek (WWF), UNTs to Furnace Run (CWF), Furnace Run (CWF), UNTs to Oakland Run (CWF), Wallace Run (CWF), UNTs to Wallace Run (CWF), UNTs to Susquehanna River (WWF), Anderson Run (WWF) and UNTs to Anderson Run (WWF). The project will cross wetlands associated with Wildcat Run, Kreutz Creek, Fishing Creek, Beaver Creek, Otter Creek, Mill Branch, Furnace Run and the Susquehanna River. The project will impact a total of 692.0 linear feet of stream and 2.97 acres of wetland for the purpose of accessing new supplies of natural gas.

E36-844: Charles Lefever, East Lampeter Sewer Authority, 2250 Old Philadelphia Pike, Lancaster, PA, East Lampeter Township, **Lancaster County**, United States Army Corps of Engineers, Baltimore District.

To: (1) construct and maintain a 12.0-foot by 18.0-foot building addition, and a 9.0-foot by 12.0-foot concrete pad addition to an existing 28.0-foot by 30.0-foot pump station building in the floodway of a UNT to Mill Creek (WWF); (2) construct and maintain a temporary aerial utility line crossing of three 12.0-inch diameter HPDE sanitary sewer lines, and a 1.5-inch diameter water utility line crossing in an existing 4.0-inch conduit crossing in a UNT to Mill Creek (WWF); (3) remove 275.0 linear feet of chain link fence, and an existing 3.0-foot by 5.0-foot fuel tank shed; (4) construct and maintain 57.0 linear feet of vinyl privacy fence in the floodway of a UNT to Mill Creek (WWF); and (5) replace and maintain an existing 3.0-foot by 3.0-foot grate and sewage grinder access area in the floodway of a UNT Mill creek (WWF), all for the purpose of improving the Fertility Pump Station at a point just northeast of the intersection of Mill Creek and Strasburg Pike (Leola, PA Quadrangle N: 1.56 inches; W: 5.08 inches, Latitude: 40° 1' 45.1"; Longitude: 76° 14' 36.2") in East Lampeter Township, Lancaster County.

Northcentral Region: Water Management Program Manager, 208 West Third Street, Williamsport, PA 17701, (570) 327-3636.

E14-516. College Township, 1481 East College Avenue, State College, PA 16801. Spring Creek Pedestrian Bridge, in College Township, **Centre County**, United States Army Corps of Engineers, Baltimore District (State College, PA Quadrangle Latitude: 40° 49' 7"; Longitude: 77° 49' 19").

To construct and maintain a 4-foot wide by 38.5 foot long steel beam and wood deck bank-to-bank pedestrian bridge, borne on existing abutments, with a maximum underclearance of 7 feet over Spring Creek located 280 feet southwest of the intersection of Spring Lea Drive and Houserville Road. This project should have no direct impact to Spring Creek, which is classified as a HQ-CWF.

Southwest Region: Watershed Management Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.

E56-347. Shaffer Mountain Wind, LLC, One South Broad Street, Philadelphia, PA 19107. To erect an electric generating facility of 30 wind turbines in Shade and Ogle Townships, **Somerset County** and Napier Township, **Bedford County**, United States Army Corps of Engineers, Pittsburgh District (Northeastern extreme of the project: (Ogletown, PA Quadrangle N: 8.6"; W: 13.43", Latitude: 40° 10' 21"; Longitude: 78° 43' 16") to the Southwestern Extreme of the project: (Central City, PA Quadrangle N: 19.8"; W: 11.3", Latitude: 40° 6' 33"; Longitude: 78° 49' 53") portions of the project are also located on the Schellsburg and Windber Quadrangles). The applicant proposes to:

To: construct and maintain a temporary road crossings, a permanent road crossing and an aerial utility line crossing in the Little Dark Shade Creek (CWF) Watershed (0.301 acre of wetland impact, 7 linear feet of stream impact).

To: construct and maintain 14 temporary road crossings and 18 aerial utility line crossings in the Dark Shade Creek (CWF) Watershed (approximately 0.531 acre of wetland impacts, 73 linear feet of stream impacts).

To: construct and maintain one temporary road crossing and three aerial utility line crossings in the Piney Run (EV-CWF) Watershed (Approximately 0.18 acre of wetland impacts and 7 feet of permanent stream impacts).

To: construct and maintain two aerial utility line stream crossings in the Beaverdam Run (EV-CWF) Watershed. (Approximately 0.001 acre of wetland impacts and 7.0 feet of stream impacts).

Total Impacts requested are approximately 94 feet of stream and 1.013 acre of wetland. All for the purpose of erecting and maintaining an electric generating facility consisting of up to 30 wind turbines and appurtenant works.

E65-928. James Shorkey, Courtesy Suzuki, Courtesy Holdings, 13339 Route 30 West, North Huntingdon, PA 15642. To construct culverts and place fill in wetlands in Rostraver Township, **Westmoreland County**, United States Army Corps of Engineers, Pittsburgh District (Donora, PA Quadrangle N: 12.5"; W: 10.5", Latitude: 40° 11' 33"; Longitude: 79° 49' 26"). The applicant proposes to construct and maintain a 370' 4' by 5' concrete box culvert, to relocate and maintain approximately 1,040' of stream channel; to construct and maintain an approximately 65 foot long, 60" CMP culvert to replace an existing 24" CMP culvert; to place and maintain fill in approximately 0.072 acre of wetland, to place and maintain fill in approximately 20' of intermittent stream channel, all on UNTs to Pollock Run (WWF). To mitigate for these impacts, the applicant proposes to contribute to the wetland replacement fund and to place riparian plantings along the relocated channel. The project is located between the northbound and southbound lanes and to the west of SR 51.

ENVIRONMENTAL ASSESSMENTS

Southcentral Region: Water Management Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110.

EA36-021: Elizabethtown College, Joe Metro, One Alpha Drive, Elizabethtown, PA 17022, Elizabethtown Borough, Mount Joy Townships, United States Army Corps of Engineers, Baltimore District.

To remove 230 linear feet of an existing 36.0-inch CMP culvert, restore and maintain 230 linear feet of open stream channel in a UNT Conoy Creek (TSF), construct a 16.0-foot wide by 16.0-foot long ford crossing at a point just west of the intersection of Kiwanis Road and College

Avenue for the purpose of improving the stream corridor and increasing the available of "green space" on campus (Elizabethtown, PA Quadrangle Latitude: 40° 9' 9.9" N; Longitude: 76° 35' 26.3" W) in Elizabethtown Borough and Mount Joy Township, **Lancaster County**.

Northwest Region: Watershed Management Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481.

EA 250901, Girard Borough, Erie County; 34 Main Street West, Girard, PA 16417, Old Ridge Road Bridge Removal Project, in Girard Borough, Erie County, United States Army Corps of Engineers, Pittsburgh District (Albion, PA Quadrangle N: 41° 59' 38"; W: 80° 19' 34").

The applicant proposes to remove the existing bridge located on Old Ridge Road spanning Elk Creek. The bridge site is located in the southwest portion of Girard Borough approximately 0.1 mile south of US Route 20. The existing bridge consists of a three span concrete arch bridge. Each span is approximately 60 feet with an overall span of 180 feet. The project will destroy and completely remove the bridge deck, the west abutment and the west bridge pier. The east bridge pier shall be

partially removed until it is flush with the shale stream bottom and the east abutment shall be partially removed. A portion of the east abutment stem will be designed to remain in place in order to stabilize the east embankment.

1. Elk Creek is a perennial stream classified as a CWF; MF.

E27-083, Department of Transportation, District 1-0, 255 Elm Street, Oil City, PA. SR 1003, Section B01 Lynch Bridge, in Howe Township, **Forest County**, United States Army Corps of Engineers, Pittsburgh District (Lynch, PA Quadrangle N: 41° 36' 06.3"; W: 79° 02' 58.6").

To remove the existing steel through truss bridge and to construct and maintain a steel girder bridge having two clear, normal spans of 97.5 feet and 96.2 feet and an underclearance of 12 feet across Tionesta Creek approximately 75 feet upstream of the existing bridge on SR 1003, Section B01, Segment 0110, Offset 2852 at its intersection with SR 0666.

STORAGE TANKS

SITE-SPECIFIC INSTALLATION PERMITS

The following Storage Tank Site-Specific Installation Permit application has been received by the Department of Environmental Protection (Department) and is currently under review. Persons wishing to comment on the proposed permit are invited to submit a statement to the Bureau of Waste Management, Division of Storage Tanks, P. O. Box 8763, Harrisburg, PA 17105-8763, within 30 days from the date of this publication. Comments received within this 30-day period will be considered in the formulation of the final determinations regarding this application. Responses should include the name, address and telephone number of the writer and a concise statement to inform the Department of the exact basis of the comment and the relevant facts upon which it based.

The following application has been received for Storage Tank Site-Specific Installation Permits under the authority of the Storage Tank Spill Prevention Act (35 P. S. §§ 6021.304, 6021.504, 6021.1101 and 6021.1102) and under 25 Pa. Code Chapter 245, Subchapter C, have been issued by the Bureau of Water Management, Director, P. O. Box 8763, Harrisburg, PA 17105-8763.

<i>SSIP Application No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Tank Type</i>	<i>Tank Capacity</i>
09001	Sealmaster 6853 Ruppssville Road Allentown, PA 18106 Attn: Darrel Stein	Dauphin	Swatara Township	3 ASTs storing pavement sealer	32,000 gallons total

ACTIONS

**THE CLEAN STREAMS LAW AND THE FEDERAL CLEAN WATER ACT
FINAL ACTIONS TAKEN FOR NATIONAL POLLUTION DISCHARGE
ELIMINATION SYSTEM (NPDES) PERMITS AND WATER QUALITY
MANAGEMENT (WQM) PERMITS**

The Department of Environmental Protection (Department) has taken the following actions on previously received applications for new, amended and renewed NPDES and WQM permits, applications for permit waivers and Notices of Intent (NOI) for coverage under general permits. This notice is provided in accordance with 25 Pa. Code Chapters 91 and 92 and 40 CFR Part 122, implementing provisions of The Clean Streams Law (35 P. S. §§ 691.1—691.1001) and the Federal Clean Water Act.

<i>Location</i>	<i>Permit Authority</i>	<i>Application Type or Category</i>
Section I	NPDES	Renewals
Section II	NPDES	New or amendment
Section III	WQM	Industrial, sewage or animal wastes; discharges to groundwater
Section IV	NPDES	MS4 individual permit
Section V	NPDES	MS4 permit waiver
Section VI	NPDES	Individual permit stormwater construction
Section VII	NPDES	NOI for coverage under NPDES general permits

Sections I—VI contain actions related to industrial, animal or sewage wastes discharges, discharges to groundwater and discharges associated with municipal separate storm sewer systems (MS4), stormwater associated with construction

activities and concentrated animal feeding operations (CAFOs). Section VII contains notices for parties who have submitted NOIs for coverage under general NPDES permits. The approval for coverage under general NPDES permits is subject to applicable effluent limitations, monitoring, reporting requirements and other conditions set forth in each general permit. The approval of coverage for land application of sewage sludge or residential septage under applicable general permit is subject to pollutant limitations, pathogen and vector attraction reduction requirements, operational standards, general requirements, management practices and other conditions set forth in the respective permit. Permits and related documents, effluent limitations, permitting requirements and other information are on file and may be inspected and arrangements made for copying at the contact office noted before the action.

Persons aggrieved by an action may appeal, under section 4 of the Environmental Hearing Board Act (35 P. S. § 7514) and 2 Pa.C.S. §§ 501—508 and 701—704 (relating to the Administrative Agency Law), to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, P. O. Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users should contact the Environmental Hearing Board (Board) through the Pennsylvania Relay Service, (800) 654-5984. Appeals must be filed with the Board within 30 days of publication of this notice in the *Pennsylvania Bulletin*, unless the appropriate statute provides a different time period. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available in Braille or on audiotape from the Secretary of the Board at (717) 787-3483. This paragraph does not, in and of itself, create any right of appeal beyond that permitted by applicable statutes and decision law.

For individuals who wish to challenge an action, appeals must reach the Board within 30 days. A lawyer is not needed to file an appeal with the Board.

Important legal rights are at stake, however, so individuals should show this notice to a lawyer at once. Persons who cannot afford a lawyer may qualify for free pro bono representation. Call the Secretary to the Board at (717) 787-3483 for more information.

I. NPDES Renewal Permit Actions

Northeast Region: Water Management Program Manager, 2 Public Square, Wilkes-Barre, PA 18711-0790.

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N ?</i>
PA0013218 (Industrial Waste)	Tredegar Film Products P. O. Box 160 30 Maple Avenue Marlin, PA 17951-0160	Schuylkill County Norwegian Township	West Branch Schuylkill River 3A	Y

Southcentral Region: Water Management Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110, (717) 705-4707.

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N ?</i>
PA0009423 (IW)	Borough of Everett Area Municipal Authority 100 Mechanic Street Everett, PA 15537-1177	Bedford County West Providence Township	UNT Johns Branch 11-D	Y
PA0087998 (SEW)	Urban Acres Mobile Home Park 35 Ridge Drive Fleetwood, PA 19522	Berks County Alsace Township	Bernhart Creek 3-C	Y
PA0052396 (IW)	OZ/Gedney Foundry— Shoemakersville 150 Birch Hill Road Shoemakersville, PA 19555	Berks County Perry Township	UNT Schuylkill River 3-B	Y
PA0087912 Amendment #1	Arnold Fuel Oil Company— Mechanicsburg Petroleum Terminal	Cumberland County Silver Spring Township	Drainage swales to Trindle Spring and Hogestown Runs 7-B	Y

Southwest Region: Water Management Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N</i>
PA0098060 Sewage	Eugene J. Smith, Jr. 106 Chrissy's Crossing Fombell, PA 16123	Beaver County Franklin Township	UNT of Slippery Rock Creek	Y
PA0217921 Sewage	Indiana Investments, Inc. R. D. 2 Box 305 Shelocta, PA 15774	Indiana County Armstrong Township	Walker Run	Y

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N</i>
PA0217999 Sewage	Jack's Independent Service, Inc. 1121 Wallace Run Road Darlington, PA 16115	Beaver County South Beaver Township	UNT of North Fork Little Beaver Creek	Y
PA0094382 Sewage	Greensburg Salem School District 1 Academy Hill Place Greensburg, PA 15601	Westmoreland County Salem Township	Loyalhanna Lake	Y
PA0090981 Sewage	German Township R. D. 1 Box 287 McClellandtown, PA 15458-0287	Fayette County German Township	UNT of Dunlap Creek	Y
PA0095974 Sewage	Gary McClain P. O. Box 477 Yukon, PA 15698	Westmoreland County Sewickley Township	UNT of Sewickley Creek	Y
PA0042234 Sewage	Kittanning Borough Municipal Authority 300 South McKean Street Kittanning, PA 16201	Armstrong County Kittanning Borough	Allegheny River	N

Northwest Region: Water Management Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481.

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N ?</i>
PA0210358	Patricia C. and Robert G. Gabreski 842 Quaker Hill Road Warren, PA 16365	Glade Township Warren County	UNT to Conewango Creek 16-B	Y
PA0239381	Wayne E. Lawson P. O. Box 79 Pittsfield, PA 16340-0079	Deerfield Township Warren County	UNT to Tidioute Creek 16-F	Y
PA0033006	Pymatuning State Park— Jamestown STP 2660 Williamsfield Road Jamestown, PA 16134	West Shenango Township Crawford County	Pymatuning Reservoir (Shenango River) 20-A	Y

II. New or Expanded Facility Permits, Renewal of Major Permits and EPA Nonwaived Permit Actions

Southeast Region: Water Management Program Manager, 2 East Main Street, Norristown, PA 19401.

NPDES Permit No. PA0051934, SEW, **Limerick Township**, 529 King Road, P. O. Box 29, Royersford, PA 19468, Limerick Township, **Montgomery County**. The following notice reflects changes to the notice published in the 39 Pa.B. 593 (January 31, 2009): *Pennsylvania Bulletin*.

The permit tee's name shown in the notice is corrected to Limerick Township. The King Road STP was upgraded to include ultraviolet disinfection unit; therefore, the effluent parameter, total residual chlorine, is removed from the permit.

NPDES Permit No. PA0054305, Industrial Waste, **Sunoco Partners Marketing and Terminals, LP**, 525 Fritztown Road, Sinking Spring, PA 19608. This proposed facility is located in West Whiteland Township, **Chester County**.

Description of Proposed Action/Activity: Approval for the renewal to discharge stormwater runoff from the terminal to a UNT to Valley Creek in Watershed 3H.

NPDES Permit No. PA0058653, Industrial Waste, **Wyeth Pharmaceuticals**, P. O. Box 8299, Philadelphia, PA 19101-8299. This proposed facility is located in Upper Providence Township, **Montgomery County**.

Description of Proposed Action/Activity: Approval for the discharge of industrial wastewater which consists of noncontact cooling tower blow down into to the Perkiomen Creek in Watershed 3E.

NPDES Permit No. PA0021741, Sewage, **Dublin Borough**, 119 Maple Avenue, P. O. Box 52, Dublin, PA 18917-0052. This proposed facility is located in Bedminster Township, **Bucks County**.

Description of Proposed Action/Activity: Approval for the renewal to discharge treated sewage into Deep Run 2D—Tohicken.

NPDES Permit No. PA0012891, Sewage, **The Upper Hanover Authority**, 1704 Pillsbury Road, East Greenville, PA 18041. This proposed facility is located in Upper Hanover Township, **Montgomery County**.

Description of Proposed Action/Activity: Approval for the renewal to discharge treated wastewater from the WWTP into the Perkiomen Creek in Watershed 3E.

Northeast Region: Water Management Program Manager, 2 Public Square, Wilkes-Barre, PA 18711-0790.

NPDES Permit No. PA-0046388-A1, Sewage, **Butler Township**, 415 West Butler Drive, Drums, PA 18222. This proposed facility is located in Butler Township, **Luzerne County**.

Description of Proposed Action/Activity: Amendment of NPDES Permit for increased discharge of treated sewage from 0.60 mgd to 2.2 mgd to Nescopeck Creek with nutrient trading language.

Southcentral Region: Water Management Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110, (717) 705-4707.

NPDES Permit No. PA0044521, Amendment No. 1, Sewage, **Franklin County General Authority**, 5121A Coffey Avenue, Chambersburg, PA 17201. This proposed facility is located in Letterkenny Township, **Franklin County**.

Description of Proposed Action/Activity: Authorization to discharge to Watershed 13-C.

NPDES Permit No. PA0080314, Amendment No. 1, Sewage, **Hampden Township**, 230 South Sporting Hill Road, Mechanicsburg, PA 17050-3097. This proposed facility is located in Hampden Township, **Cumberland County**.

Description of Proposed Action/Activity: Authorization to discharge to Watershed 7-B.

NPDES Permit No. PA0260118, Sewage, **Chesapeake Estates of New Oxford, LLLP**, 585 Martin Road, Gettysburg, PA 17325. This proposed facility is located in Mount Pleasant Township, **Adams County**.

Description of Proposed Action/Activity: Authorization to discharge to South Branch Conewago Creek in Watershed 7-F.

NPDES Permit No. PA0010502, Industrial Waste, **Letterkenny Army Depot**, One Overcash Avenue, Building 14, Chambersburg, PA 17201-4150. This proposed facility is located in Green Township, **Franklin County**.

Description of Proposed Action/Activity: Authorization to discharge to Watershed 7-B.

Southwest Region: Water Management Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.

NPDES Permit No. PA0026824-A1, Sewage, **Clairton Municipal Authority**, One North State Street, Clairton, PA 15025. This existing facility is located in the City of Clairton, **Allegheny County**.

Description of Proposed Action/Activity: Permit amendment issuance to amend Part C, page 14f of NPDES permit.

NPDES Permit No. PA0253936, Sewage, **Ferndale Borough**, 109 Station Street, Johnstown, PA 15905. This existing facility is located in Ferndale Borough, **Cambria County**.

Description of Proposed Action/Activity: Permit issuance for the discharge of combined sewage from combined sewer outfalls.

NPDES Permit No. PA0253812, Sewage, **Glendale Valley Municipal Authority**, 743 Ridge Road, Fallentimber, PA 16639. This proposed facility is located in White Township, **Cambria County**.

Description of Proposed Action/Activity: Permit issuance authorizing discharge from the sewage treatment plant to receiving waters named Clearfield Creek.

III. WQM Industrial Waste and Sewerage Actions under The Clean Streams Law (35 P. S. §§ 691.1—691.1001)

Northeast Region: Water Management Program Manager, 2 Public Square, Wilkes-Barre, PA 18711-0790.

WQM Permit No. 3508402, Sewerage, **Lackawanna River Basin Sewer Authority**, P. O. Box 9068, Dickson City, PA 18519-9068. This proposed facility is located in Throop Borough, **Lackawanna County**.

Description of Proposed Action/Activity: Issuance of Water Quality Management Permit.

Southcentral Region: Water Management Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110, (717) 705-4707.

WQM Permit No. 0508403, Sewage, **Everett Borough Area Municipal Authority**, 100 Mechanic Street, Everett, PA 15537-1177. This proposed facility is located in Everett Township, **Bedford County**.

Description of Proposed Action/Activity: Permit approval for the construction of sewerage facilities consisting of: one 10' by 20' grit drying bed and four 60' by 50' reed beds and three 60' by 45' reed beds.

WQM Permit No. 0108406, Sewage, **Chesapeake Estates of New Oxford, LLLP**, 585 Martin Road, Gettysburg, PA 17325. This proposed facility is located in Mount Pleasant Township, **Adams County**.

Description of Proposed Action/Activity: Permit approval for the construction/operation of facilities consisting of: A Biologically Engineered Single Sludge Treatment sewage treatment plant with UV disinfection and a discharge to South Branch Conewago Creek.

Southwest Region: Water Management Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.

WQM Permit No. 466S91-A1, Sewerage, **Garrett Borough**, 307 Municipal Road, P. O. Box 218, Garrett, PA 15542. This existing facility is located in Garrett Borough, **Somerset County**.

Description of Proposed Action/Activity: Permit issuance for the construction and operation of sanitary sewer, pump station and sewage treatment plant.

WQM Permit No. 5608406, Sewerage, **Seven Springs Municipal Authority**, 290 Lagoon Lane, Champion, PA 15622. This proposed facility is located in Middle Creek Township, **Somerset County**.

Description of Proposed Action/Activity: Permit issuance for the construction and operation of sanitary sewers, pump station and force main.

Northwest Region: Water Management Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481.

WQM Permit No. WQG018678, Sewerage, **Bradley E. and Donna M. Boleratz**, 13249 Old Route 19, Waterford, PA 16441. This proposed facility is located in LeBoeuf Township, **Erie County**.

Description of Proposed Action/Activity: Issuance of a single-residence sewage treatment plant.

WQM Permit No. WQG018682, Sewerage, **Matthew J. Gatenby**, 9680 Fry Road, McKean, PA 16426. This proposed facility is located in McKean Township, **Erie County**.

Description of Proposed Action/Activity: Issuance of a single-residence sewage treatment plant.

Southeast Region: Water Management Program Manager, 2 East Main Street, Norristown, PA.

WQM Permit No. 1508201, Industrial, **Aqua Pennsylvania, Inc.**, 762 West Lancaster Avenue, Bryn Mawr, PA 19010. This proposed facility is located in Schuylkill Township, **Chester County**.

Description of Action/Activity: Construction and operation of sludge thickening and mechanical dewatering facility. Reactivation of a terminated outfall structure.

IV. NPDES Stormwater Discharges from MS4 Permit Actions

V. NPDES Waiver Stormwater Discharges from MS4 Actions

VI. NPDES Discharges of Stormwater Associated with Construction Activities Individual Permit Actions

Southeast Region: Water Management Program Manager, 2 East Main Street, Norristown, PA 19401.

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI010908012	Solteck Equities, Inc. 703 West Market Street Perkasie, PA 18944	Bucks	Springfield Township	Cooks and Dimple Creeks EV-TSF

Northeast Region: Watershed Management Program Manager, 2 Public Square, Wilkes-Barre, PA 18711-0790.

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI024808017	Abraham R. Atiyeh 1177 6th Street Whitehall, PA 18052	Northampton	City of Bethlehem	Monocacy Creek HQ-CWF

Southcentral Region: Water Management Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110, (717) 705-4707.

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI030608018	John McCloskey 15899 East Kutztown Road Maxatawny, PA 19538	Berks	Maxatawny Township	Schaffer Run HQ-CWF
PAI033608007	Brian M. Landis 364 Fulton View Road Quarryville, PA 17566	Lancaster	Fulton and East Drumore Townships	UNT to Conowingo Creek HQ-CWF
PAI033606007	Leslie and Carol Landis 1225 May Post Office Road Quarryville, PA 17566	Lancaster	Eden Township	Bowery Run HQ-CWF Big Beaver Creek TSF

Northcentral Region: Water Management Program Manager, 208 West Third Street, Williamsport, PA 17701.

Centre County Conservation District: 414 Holmes Avenue, Suite 4, Bellefonte, PA 16823, (814) 355-6817.

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI041408013	Zion Manor Torrion Group, LP 2601 Gateway Drive Suite 175 State College, PA 16801	Centre	Walker Township	UNT to Little Fishing Creek HQ-CWF

Clinton County Conservation District: 45 Cooperation Lane, Mill Hall, PA 17751, (570) 726-3798.

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI041808004	Department of General Services 18th and Herr Streets Harrisburg, PA 17125	Clinton	Lamar Township	UNT to Fishing Creek HQ-CWF

VII. Approvals to Use NPDES and/or Other General Permits

The EPA Region III Administrator has waived the right to review or object to this permit action under the waiver provision 40 CFR 123.23(d).

List of NPDES and/or Other General Permit Types

PAG-1	General Permit for Discharges From Stripper Oil Well Facilities
PAG-2	General Permit for Discharges of Stormwater Associated With Construction Activities (PAR)
PAG-3	General Permit for Discharges of Stormwater From Industrial Activities
PAG-4	General Permit for Discharges From Small Flow Treatment Facilities
PAG-5	General Permit for Discharges From Gasoline Contaminated Groundwater Remediation Systems
PAG-6	General Permit for Wet Weather Overflow Discharges From Combined Sewer Systems (CSO)
PAG-7	General Permit for Beneficial Use of Exceptional Quality Sewage Sludge by Land Application
PAG-8	General Permit for Beneficial Use of Nonexceptional Quality Sewage Sludge by Land Application to Agricultural Land, Forest, a Public Contact Site or a Land Reclamation Site
PAG-8 (SSN)	Site Suitability Notice for Land Application Under Approved PAG-8 General Permit Coverage
PAG-9	General Permit for Beneficial Use of Residential Septage by Land Application to Agricultural Land, Forest, or a Land Reclamation Site
PAG-9 (SSN)	Site Suitability Notice for Land Application Under Approved PAG-9 General Permit Coverage
PAG-10	General Permit for Discharge Resulting from Hydrostatic Testing of Tanks and Pipelines
PAG-11	(To Be Announced)
PAG-12	Concentrated Animal Feeding Operations (CAFOs)
PAG-13	Stormwater Discharges from Municipal Separate Storm Sewer Systems (MS4)

General Permit Type—PAG-2

Facility Location:

<i>Municipality & County</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
Thornbury Township Delaware County	PAG200 2309001	Gerlad B. Baldino 3 Country Run Thornton, PA 19373	Chester Creek TSF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Falls Township Bucks County	PAG200 0909012 0909013 0909014 0909015	Township of Falls 188 Lincoln Highway Suite 100 Fairless Hills, PA 19030	UNTs to Martins and Mills Creeks	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Buckingham Township Bucks County	PAG200 0908026	DeLuca Enterprises, Inc. 107 Floral Vale Boulevard Yardley, PA 19067	Curls Run WWF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Buckingham Township Bucks County	PAG00 0908059	Sharon VanBastelaar 159 Washington Street Doylestown, PA 18901	Mills Creek CWF-MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Bensalem Township Bucks County	PAG200 0908089	SD Real Estate Developers 1835 Sheri Road Bensalem, PA 19020-2427	UNT Neshaminy Creek MF-WWF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900

NOTICES

1575

<i>Facility Location: Municipality & County</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
Falls Township Bucks County	PAG200 0908082	McDonald's USA, LLC 3025 Chemical Road Suite 100 Plymouth Meeting, PA 19462	Delaware River WWF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Upper Moreland Township Montgomery County	PAG200 4608169	GDL Farms Corporation 3445 Davisville Road Hatboro, PA 19040	Pennypack Creek TSF-MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Lower Frederick Township Montgomery County	PAG200 4603016-R	Wawa, Inc. 260 West Baltimore Pike Wawa, PA 19063	Swamp Creek TSF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Upper Hanover Township Montgomery County	PAG200 4608179	Traynor Holdings, LLC 578 North Krocks Road Allentown, PA 18106	Macoby Creek TSF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Limerick Township Montgomery County	PAG200 4608093	Western Center for Technical Studies 77 Graterford Road Limerick, PA 19448	Lodal Creek TSF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
City of Nanticoke Luzerne County	PAG2004008032	City of Nanticoke Attn: Kenneth Johnson 15 East Ridge Street Nanticoke, PA 18634	Nanticoke Creek CWF	Luzerne County Conservation District (570) 674-7991
Washington Township Lehigh County	PAG2003908021	John Sadowski 4267 East Wyndemere Schnecksville, PA 18078	Trout Creek CWF Bertsch Creek CWF	Lehigh County Conservation District (610) 391-9583
Upper Saucon Township Lehigh County	PAG2003904005 (R)	Robert Calabro Lennar Corporation 800 West Main Street Freehold, NJ 07728	Saucon Creek CWF	Lehigh County Conservation District (610) 391-9583
Saville Township Northeast Madison Township Perry County	PAG2035008011	Elite Developers Scott A. Reisinger P. O. Box 11 Loysville, PA 17047	UNT to Bixler Run CWF	Perry County Conservation District P. O. Box 36 31 West Main Street New Bloomfield, PA 17068 (717) 582-5119
Bedford Township Bedford County	PAG2000509003	Bedford Township Municipal Authority P. O. Box 371 Bedford, PA 15522	Dunning Creek—UNT to Dunning Creek Imlertown Run—UNT to Imlertown Run Pleasant Valley Run WWF-TSF-CWF	Bedford County Conservation District 702 West Pitt Street Fairlawn Court Suite 4 Bedford, PA 15522 (814) 623-7900
Caernarvon Township Berks County	PAG2000608010	Thomas Hornberger Twin Valley Fire Department P. O. Box 181 25 Hall Street Elverson, PA 19520	Conestoga River WWF	Berks County Conservation District 1238 County Welfare Road Suite 200 Leesport, PA 19533-9710 (610) 372-4657, Ext. 201
Upper Bern Township Berks County	PAG2000609009	Gareth Mitchell Kenworth of PA P. O. Box 1922 Carlisle, PA 17013	Wolf Creek CWF	Berks County Conservation District 1238 County Welfare Road Suite 200 Leesport, PA 19533-9710 (610) 372-4657, Ext. 201

*Facility Location:
Municipality &
County**Permit No.**Applicant Name &
Address**Receiving
Water/Use**Contact Office &
Phone No.*Bethel Township
Berks County

PAG2000609004

Robert Wolf
861 Bloody Spring Road
Bethel, PA 19507Little Swatara Creek
CWFBerks County
Conservation District
1238 County Welfare
Road
Suite 200
Leesport, PA 19533-9710
(610) 372-4657, Ext. 201Lower Heidelberg
Township
Berks County

PAG2000608062

Warren Angstadt
661 Church Road
Wernersville, PA 19565Tulpehocken
Creek—Little Cacoosing
Creek
WWFBerks County
Conservation District
1238 County Welfare
Road
Suite 200
Leesport, PA 19533-9710
(610) 372-4657, Ext. 201Clearfield County
Decatur Township

PAG2001708014

Grandview Terrace One,
LP
P. O. Box 163
Curwensville, PA 16833UNT to Laurel Run
CWFClearfield County
Conservation District
650 Leonard Street
Clearfield, PA 16830
(814) 765-2629Clearfield County
City of DuBois

PAG2001708015

Robert L. Marshall
Stoneridge Properties,
LLC
10 Lakeside Avenue
DuBois, PA 15801Juniata Run
CWFClearfield County
Conservation District
650 Leonard Street
Clearfield, PA 16830
(814) 765-2629Clearfield County
Lawrence Township

PAG2001709002

Lawrence Township
Board of Supervisors
P. O. Box 508
Clearfield, PA 16830West Branch of
Susquehanna River
WWF
Clearfield Creek
WWFClearfield County
Conservation District
650 Leonard Street
Clearfield, PA 16830
(814) 765-2629Clinton County
Wayne Township

PAG2001809001

Big Woods Land
Company
Little Pond and Fryer
Tract Development
P. O. Box 400
McElhattan, PA 17745UNT to Susquehanna
River
CWFClinton County
Conservation District
45 Cooperation Lane
Mill Hall, PA 17751
(570) 726-3798Beaver County
Chippewa Township

PAG2000404007-R

Julian E. Gray
PennKo Properties, LLC
2710 20th Street
Extension
Beaver Falls, PA 15010Brady's Run
TSFBeaver County
Conservation District
(724) 378-1701Indiana County
Center Township

PAG2003209001

William A. Waugh
Public Safety Academy
85 Haven Drive
Indiana, PA 15701Tearing Run and Two
Lick Creek
WWFIndiana County
Conservation District
(724) 463-8547Washington County
California Borough

PAG2006309009

California Area School
District
750 Orchard Street
California, PA 15419UNT to Pike Run
TSF
Pike Run
TSFWashington County
Conservation District
(724) 228-6774*General Permit Type—PAG-3**Facility Location:
Municipality &
County**Permit No.**Applicant Name &
Address**Receiving
Water/Use**Contact Office &
Phone No.*Clifford Township
Susquehanna
County

PAR212227

Kochmer Quarries Inc.
P. O. Box 4
4 Main Street
Clifford, PA 18413-0004UNT to Dundaff Creek
CWFDEP—NERO
Water Management
Program
2 Public Square
Wilkes-Barre, PA
18711-2511
(570) 826-2511

*Facility Location:
Municipality &
County*York County
Spring Garden
Township

Permit No.

PAR233531

*Applicant Name &
Address*Graham Packaging
Company, LP
2401 Pleasant Valley
Road
York, PA 17403*Receiving
Water/Use*Codorus Creek
WWF
7H*Contact Office &
Phone No.*DEP—SCRO
909 Elmerton Avenue
Harrisburg, PA 17110
(717) 705-4707Rayburn Township
Armstrong County

PAR606144

Rupp's Auto Wrecking
247 Clearfield Pike
Kittanning, PA 16201

UNT to Allegheny River

Southwest Regional Office
Water Management
Program Manager
400 Waterfront Drive
Pittsburgh, PA
15222-4745
(412) 442-4000*General Permit Type—PAG-4**Facility Location:
Municipality &
County*Doylestown
Township
Bucks County

Permit No.

PAG040106

*Applicant Name &
Address*Elizabeth D. Nover
970 Almshouse Road
Warrington, PA 18976*Receiving
Water/Use*UNT to Neshaminy
Creek
Watershed
2F*Contact Office &
Phone No.*Southeast Regional Office
2 East Main Street
Norristown, PA 19401LeBoeuf Township
Erie County

PAG049498

Bradley E. and
Donna M. Boleratz
13249 Old Route 19
Waterford, PA 16441UNT to LeBoeuf Creek
16ADEP—NWRO
Water Management
230 Chestnut Street
Meadville, PA 16335-3481
(814) 332-6942Liberty Township
Mercer County

PAG048840

Jolan L. Smith
497 Liberty Road
Grove City, PA 16127UNT to Black Run
20-CDEP—NWRO
Water Management
230 Chestnut Street
Meadville, PA 16335-3481
(814) 332-6942McKean Township
Erie County

PAG049502

Matthew J. Gatenby
9680 Fry Road
McKean, PA 16426UNT to Elk Creek
15DEP—NWRO
Water Management
230 Chestnut Street
Meadville, PA 16335-3481
(814) 332-6942*General Permit Type—PAG-7**Facility Location:
Municipality &
County*Fannett Township
Franklin County

Permit No.

PAG070003
PAG070005
PAG073508*Applicant Name &
Address*Synagro
1605 Dooley Road
P. O. Box B
Whiteford, MD 21160*Site Name &
Location*Jay Hammond Farm
Fannett Township
Franklin County*Contact Office &
Phone No.*DEP—SCRO
909 Elmerton Avenue
Harrisburg, PA
17110-8200
(717) 705-4707

*General Permit Type—PAG-8 (SSN)**Facility Location:
Municipality &
County*Fannett Township
Franklin County*Permit No.*PAG080002
PAG080003
PAG080004
PAG080006
PAG080008
PAG080018
PAG082201
PAG082203
PAG082211
PAG083501
PAG083502
PAG083506
PAG083510
PAG083515
PAG083517
PAG083518
PAG083522
PAG083535
PAG083540
PAG083542
PAG083547
PAG083551
PAG083556
PAG083565
PAG083567
PAG083573
PAG083596
PAG083597
PAG083600
PAG083825
PAG089903
PAG089904
PAG089905
PABIG9903*Applicant Name &
Address*Synagro
1605 Dooley Road
P. O. Box B
Whiteford, MD 21160*Site Name &
Location*

Jay Hammond Farm

*Contact Office &
Phone No.*DEP—SCRO
909 Elmerton Avenue
Harrisburg, PA
17110-8200
(717) 705-4707Antis Township
Blair CountyPAG083511
PAG083512Altoona City Authority
3172 Route 764
Duncansville, PA
16635-7800

Daniel Hegarty Farm

DEP—SCRO
909 Elmerton Avenue
Harrisburg, PA
17110-8200
(717) 705-4707*General Permit Type—PAG-12**Facility Location:
Municipality &
County*Berks County
Tulpehocken
Township*Permit No.*

PAG123608

*Applicant Name &
Address*Irvin Weaver
Wintersville Road Farm
6 Witman Road
Womelsdorf, PA 19567*Receiving
Water/Use*UNT Little Swatara
Creek
CWF
7-D*Contact Office &
Phone No.*DEP—SCRO
Watershed Management
909 Elmerton Avenue
Harrisburg, PA 17110
(717) 705-4802Berks County
Marion Township

PAG123607

Irvin Weaver
Irvin Weaver Home
Farm
6 Witman Road
Womelsdorf, PA 19567UNT Tulpehocken Creek
TSF
3-CDEP—SCRO
Watershed Management
909 Elmerton Avenue
Harrisburg, PA 17110
(717) 705-4802Fulton County
Bethel Township

PAG123555

Mark Mosemann
843 Spring Road
Warfordsburg, PA 17267Barnetts Run
CWF
13-BDEP—SCRO
Watershed Management
909 Elmerton Avenue
Harrisburg, PA 17110
(717) 705-4802

**STATE CONSERVATION COMMISSION
NUTRIENT MANAGEMENT PLANS RELATED TO APPLICATIONS FOR
NATIONAL POLLUTION DISCHARGE ELIMINATION SYSTEM (NPDES)
PERMITS FOR CONCENTRATED ANIMAL FEEDING OPERATION (CAFO)**

The State Conservation Commission has taken the following actions on previously received applications for nutrient management plans under the act of July 6, 2005 (Act 38 of 2005, 3 Pa.C.S. §§ 501—522) (hereinafter referred to as Act 38), for agricultural operations that have or anticipate submitting applications for new, amended or renewed NPDES permits, or Notices of Intent for coverage under a general permit, for CAFOs, under 25 Pa. Code Chapter 92. This notice is provided in accordance with 25 Pa. Code Chapter 92 and 40 CFR Part 122, implementing The Clean Streams Law (35 P. S. §§ 691.1—691.1001) and the Federal Clean Water Act.

Persons aggrieved by any action may appeal under section 517 of Act 38, section 4 of the Environmental Hearing Board Act (35 P. S. § 7514) and 2 Pa.C.S. §§ 501—508 and 701—704 (relating to Administrative Agency Law) to the Environmental Hearing Board, Second Floor, Rachael Carson State Office Building, 400 Market Street, P. O. Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users should contact the Environmental Hearing Board (Board) through the Pennsylvania AT&T Relay Service at (800) 654-5984. Appeals must be filed with the Board within 30 days of publication of this notice in the *Pennsylvania Bulletin*. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available in Braille or on audiotape from the Secretary of the Board at (717) 787-3483. This paragraph does not, in and of itself, create any right of appeal beyond that permitted by applicable statutes and decision law.

For individuals who wish to challenge an action, appeals must reach the Board within 30 days. A lawyer is not needed to file an appeal with the Board.

Important legal rights are at stake, however, so individuals should show this notice to a lawyer at once. Persons who cannot afford a lawyer may qualify for pro bono representation. Call the Secretary of the Board at (717) 787-3483 for more information.

NUTRIENT MANAGEMENT PLAN—PUBLIC NOTICE SPREADSHEET—ACTIONS

<i>Agricultural Operation Name and Address</i>	<i>County</i>	<i>Total Acres</i>	<i>Animal Equivalent Units</i>	<i>Animal Type</i>	<i>Special Protection Waters (HQ or EV or NA)</i>	<i>Approved or Disapproved</i>
M & M Farms Monte and Mary Edgin 10368 Chester Furnace Road Shirleysburg, PA 17260	Huntingdon	170.6	585.6	Swine	NA	Approved

**PUBLIC WATER SUPPLY (PWS)
PERMITS**

The Department of Environmental Protection has taken the following actions on applications received under the Pennsylvania Safe Drinking Water Act (35 P. S. §§ 721.1—721.17) for the construction, substantial modification or operation of a public water system.

Persons aggrieved by an action may appeal, under section 4 of the Environmental Hearing Board Act (35 P. S. § 7514) and 2 Pa.C.S. §§ 501—508 and 701—704 (relating to the Administrative Agency Law), to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, P. O. Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users should contact the Environmental Hearing Board (Board) through the Pennsylvania AT&T Relay Service, (800) 654-5984. Appeals must be filed with the Board within 30 days of publication of this notice in the *Pennsylvania Bulletin*, unless the appropriate statute provides a different time period. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available in Braille or on audiotape from the Secretary of the Board at (717) 787-3483. This paragraph does not, in and of itself, create any right of appeal beyond that permitted by applicable statutes and decision law.

For individuals who wish to challenge an action, appeals must reach the Board within 30 days. A lawyer is not needed to file an appeal with the Board.

Important legal rights are at stake, however, so individuals should show this notice to a lawyer at once. Persons who cannot afford a lawyer may qualify for free pro bono representation. Call the Secretary to the Board at (717) 787-3483 for more information.

SAFE DRINKING WATER

Actions taken under the Pennsylvania Safe Drinking Water Act

Southeast Region: Water Supply Management Program Manager, 2 East Main Street, Norristown, PA 19401

Permit 0908503, Public Water Supply.

Applicant	Perkasie Borough Authority 301 North Fifth Street Perkasie, PA 18944
Township	East Rockhill
County	Bucks
Type of Facility	PWS
Consulting Engineer	Anderson Engineering Associates, Inc. 306 North Fifth Street 2nd Floor Perkasie, PA 18944

Permit to Construct Issued January 23, 2008

Permit No. 0908513, Public Water Supply.
 Applicant **Warminster Municipal Authority**
 415 Gibson Avenue
 Warminster, PA 18974
 Township Warminster
 County **Bucks**
 Type of Facility PWS
 Consulting Engineer CKS Engineering, Inc.
 88 South Main Street
 Doylestown, PA 18901

Permit to Construct Issued October 17, 2008

Northeast Region: Water Supply Management Program Manager, 2 Public Square, Wilkes-Barre, PA 18711-0790

Permit No. 3480050, Operations Permit, Public Water Supply.

Applicant **Easton Suburban Water Authority**
 3700 Hartley Avenue
 Easton, PA 18045
 City of Easton
 County **Northampton**
 Type of Facility PWS
 Consulting Engineer Dennis W. Silbaugh, P. E.
 Gannett Fleming, Inc.
 P. O. Box 67100
 Harrisburg, PA 17106

Permit to Operate Issued March 5, 2009

Southcentral Region: Water Supply Management Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110.

Operations Permit issued to **Wernersville Municipal Authority**, 3060076, South Heidelberg Township, **Berks County** on March 12, 2009, for the operation of facilities approved under Construction Permit No. 0608508.

Operations Permit issued to **United States Army Carlisle Barracks**, 7210010, Carlisle Borough, **Cumberland County** on March 12, 2009, for the operation of facilities approved under Construction Permit No. 2108507 MA.

Northcentral Region: Water Supply Management Program Manager, 208 West Third Street, Williamsport, PA 17701.

Permit No. MA-4496231(A7), Public Water Supply.

Applicant **Dutch Valley Food Company, Inc.**
 Municipality City of Sunbury
 County **Northumberland**
 Type of Facility Bottled water increase in supply
 Consulting Engineer Ralph Lambert, LAR Enterprises
 363 West High Street
 Gettysburg, PA 17325-2694

Permit to Construct Issued March 17, 2009

Operations Permit issued to **Dutch Valley Food Company, Inc.**, P. O. Box 471, Sunbury, PA 17801-0471, (PWSID No. 4496231) City of Sunbury, **Northumberland County** on March 17, 2009, to increase production flow from 60 gpm to 90 gpm from the Sunbury Municipal Authority under Construction Permit No. MA-4496231(A7).

Northwest Region: Water Supply Management Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481.

Permit No. 6107501, Public Water Supply.

Applicant **Country Acres Personal Care Home, Inc.**
 Township or Borough Cherrytree Township
 County **Venango County**
 Type of Facility Public Water Supply
 Consulting Engineer Steven R. Halmi, P. E.
 Permit to Construct Issued March 5, 2009

Permit No. 2589507-MA1, Public Water Supply.

Applicant **Lovett's Mobile Home Park**
 Township or Borough Washington Township
 County **Erie County**
 Type of Facility Public Water Supply
 Consulting Engineer Steven R. Halmi, P. E.
 Permit to Construct Issued March 11, 2009

Operations Permit issued to **Camp Eriez on the Lake, Inc.**, PWSID No. 6250899, Girard Township, **Erie County**, March 12, 2009. Permit issued for operation of a Culligan ion-exchange nitrate treatment system, as approved under construction permit 2507506, issued April 15, 2008.

LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

UNDER ACT 2, 1995

PREAMBLE 2

The following plans and reports were submitted under the Land Recycling and Environmental Remediation Standards Act (35 P. S. §§ 6026.101—6026.908).

Provisions of Chapter 3 of the Land Recycling and Environmental Remediation Standards Act (act) require the Department of Environmental Protection (Department) to publish in the *Pennsylvania Bulletin* a notice of submission of plans and reports. A final report is submitted to document cleanup of a release of a regulated substance at a site to one of the act's remediation standards. A final report provides a description of the site investigation to characterize the nature and extent of contaminants in environmental media, the basis for selecting the environmental media of concern, documentation supporting the selection of residential or nonresidential exposure factors, a description of the remediation performed and summaries of sampling analytical results which demonstrate that remediation has attained the cleanup standard selected. Submission of plans and reports, other than the final report, shall also be published

in the *Pennsylvania Bulletin*. These include the remedial investigation report, risk assessment report and cleanup plan for a Site-Specific Standard remediation. A remedial investigation report includes conclusions from the site investigation, concentration of regulated substances in environmental media; benefits of refuse of the property and, in some circumstances, a fate and transport analysis. If required, a risk assessment report describes potential adverse effects caused by the presence of regulated substances. If required, a cleanup plan evaluates the abilities of potential remedies to achieve remedy requirements.

For further information concerning plans or reports, contact the Environmental Cleanup Program manager in the Department regional office after which the notice of receipt of plans or reports appears. If information concerning plans or reports is required in an alternative form, contact the Community Relations Coordinator at the appropriate regional office. TDD users may telephone the Department through the Pennsylvania AT&T Relay Service at (800) 654-5984.

The Department has received the following plans and reports:

Southeast Region: Environmental Cleanup Program Manager, 2 East Main Street, Norristown, PA 19401.

Umbria Street Property, City of Philadelphia, **Philadelphia County**. Bill Schmidt, Pennoni Associates, Inc., 3001 Market Street, Philadelphia, PA 19104, Paul Martino, Pennoni Associates, Inc., 3001 Market Street, Philadelphia, PA 19104 on behalf of David Stubbs, Stubbs Enterprises, Inc., 371 Pelham Road, Philadelphia, PA 19119 has submitted a Remedial Investigation and Cleanup Plan concerning remediation of site groundwater and soil contaminated with inorganic, PAH, PCE, chlorinated solvents and metals. The report is intended to document remediation of the site to meet the Site-Specific Standard.

Vassiliou Residence Tredyffrin Township, **Chester County**. Robert Kleinschmidt, Miller Environmental, Inc., 514 Hartman Run Road, Morgantown, WV 26505 on behalf of Vassiliou Residence, 225 Vassar Circle, Wayne, PA 19087 has submitted a 90 day Final Report concerning remediation of site soil contaminated with No. 2 fuel oil. The report is intended to document remediation of the site to meet the Statewide Health Standard.

120 Butcher Drive Suite, Lower Providence Township, **Montgomery County**. Michael Welsh, Applied Environmental Management, Inc., 16 Chester County Commons, Malvern, PA 19355, Robin Gardner, US Environmental, 409 Boot Road, Downingtown, PA 19335 on behalf of Joseph Carbone Newbury Management, 31200 Northwestern Highway, Farmington Hills, MI 48334 has submitted a 90 day Final Report concerning remediation of site soil contaminated with fuel oil. The report is intended to document remediation of the site to meet the Statewide Health Standard.

Schroder Residence, Lower Oxford Township, **Chester County**. Richard D. Trimpi, Trimpi Associates Inc., 1635 Old Plains, Pennsburg, PA 18073, Jon Bernhardt, State Farm, P. O. Box 11, Coatesville, PA 19331 on behalf of Charles Schroder, 109 Hill Lane, Oxford, PA 19363 has submitted a Final Report concerning remediation of site soil contaminated with No. 2 fuel oil. The report is intended to document remediation of the site to meet the Statewide Health Standard.

Turnpike Valley Forge Service Plaza, Tredyffrin Township, **Chester County**. James Mulry, Mulry and

Cresswell Environmental, Inc., 1691 Horseshoe Pike, Suite 3, Glenmoore, PA 19343 on behalf of Martin Liebhardt, Sunoco, Inc. (R&M), 350 Eagleview Boulevard, Suite 300, Exton, PA 19341 has submitted a 90 day Final Report concerning remediation of site soil contaminated with diesel fuel. The report is intended to document remediation of the site to meet the Statewide Health Standard.

120 Turtle Center, Bensalem Township, **Bucks County**. James Mulry, Mulry and Cresswell Environmental, Inc., 1691 Horseshoe Pike, Suite 3, Glenmoore, PA 19343 has submitted a Final Report concerning remediation of site soil contaminated with fuel oil. The report is intended to document remediation of the site to meet the Statewide Health Standard.

Northeast Region: Ronald S. Brezinski, Environmental Cleanup Program Manager, 2 Public Square, Wilkes-Barre, PA 18711-0790.

Milus Property, 400 Ben Titus Road, Rush Township, **Schuylkill County**. The property owner, Eugene A. Milus, 6615 Huntsville Road, Fayetteville, AR 72701 has submitted a Final Report, concerning the remediation of soil found to have been impacted by home heating oil as a result of an accidental release from an aboveground storage tank. The report documented attainment of the Residential Statewide Health Standard.

Northwest Region: Environmental Cleanup Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481.

Stackpole Center Southwest Area (Stackpole Center Industrial Subdivision—Southwest Area), City of St. Marys, **Elk County**. Hydrosystems Management, Inc., 331 South Main Street, Suite 109, Washington, PA 45301-6367 on behalf of EMSOURCE St. Marys, LLC, 111 Commercial Street, Suite 400, Portland, ME 04101 has submitted a Remedial Investigation Report concerning remediation of site soil and site groundwater contaminated with arsenic, antimony, beryllium, cadmium, chromium, copper, lead, mercury, nickel, selenium, silver, thallium, zinc, SVOCs, PCBs, arochlors and VOCs. The Report is intended to document remediation of the site to meet the Site-Specific Standard.

Stackpole Center Southwest (Stackpole Center Industrial Subdivision—Southwest Area), City of St. Marys, **Elk County**. RBR Consulting, Inc., 650 Shady Drive, Beaver Falls, PA 15010 on behalf of EMSOURCE St. Marys, LLC, 111 Commercial Street, Suite 400, Portland ME 04101 has submitted a Risk Assessment Report concerning remediation of site soil and site groundwater contaminated with arsenic, antimony, beryllium, cadmium, chromium, copper, lead, mercury, nickel, selenium, silver, thallium, zinc, SOVs, PCB, arochlors and VOCs. The Report is intended to document remediation of the site to meet the Site-Specific Standard.

Deer Head Inn, Spring Creek Township, **Warren County**. AECOM Environment, Four Gateway Center, 444 Liberty Avenue, Suite 700, Pittsburgh, PA 15222-1220, on behalf of XL Insurance, 505 Eagleview Boulevard, Exton, PA 19341 has submitted a Final Report concerning remediation of site soil contaminated with benzene, cumene, ethyl benzene, methyl tert-butyl ether (MTBE), naphthalene, toluene, xylenes (total) and site groundwater contaminated with benzene, cumene, ethyl benzene, MTBE, naphthalene, toluene, xylenes (total). The Report is intended to document remediation of the site to meet the Statewide Health Standard.

LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

UNDER ACT 2, 1995

PREAMBLE 3

The Department has taken action on the following plans and reports under the Land Recycling and Environmental Remediation Standards Act (35 P. S. §§ 6026.101—6026.908).

Provisions of 25 Pa. Code § 250.8, administration of the Land Recycling and Environmental Remediation Standards Act (act), require the Department of Environmental Protection (Department) to publish in the *Pennsylvania Bulletin* a notice of final actions on plans and reports. A final report is submitted to document cleanup of a release of a regulated substance at a site to one of the remediation standards of the act. A final report provides a description of the site investigation to characterize the nature and extent of contaminants in environmental media, the basis of selecting the environmental media of concern, documentation supporting the selection of residential or nonresidential exposure factors, a description of the remediation performed and summaries of sampling methodology and analytical results which demonstrate that the remediation has attained the cleanup standard selected. Plans and reports required by provisions of the act for compliance with selection of remediation to a Site-Specific Standard, in addition to a final report, include a remedial investigation report, risk assessment report and cleanup plan. A remedial investigation report includes conclusions from the site investigation, concentration of regulated substances in environmental media, benefits of refuse of the property and, in some circumstances, a fate and transport analysis. If required, a risk assessment report describes potential adverse effects caused by the presence of regulated substances. If required, a cleanup plan evaluates the abilities of potential remedies to achieve remedy requirements. A work plan for conducting a baseline remedial investigation is required by provisions of the act for compliance with selection of a special industrial area remediation. The baseline remedial investigation, based on the work plan, is compiled into the baseline environmental report to establish a reference point to show existing contamination, describe proposed remediation to be done and include a description of existing or potential public benefits of the use or reuse of the property. The Department may approve or disapprove plans and reports submitted. This notice provides the Department's decision and, if relevant, the basis for disapproval.

For further information concerning the plans and reports, contact the Environmental Cleanup Program manager in the Department regional office before which the notice of the plan or report appears. If information concerning a final report is required in an alternative form, contact the Community Relations Coordinator at the appropriate regional office. TDD users may telephone the Department through the Pennsylvania AT&T Relay Service at (800) 654-5984.

The Department has received the following plans and reports:

Southeast Region: Environmental Cleanup Program Manager, 2 East Main Street, Norristown, PA 19401.

Sunoco Products Downingtown, East Caln Township, **Chester County**. Gerald Kirkpatrick, 1140 Valley Forge Road, Valley Forge, PA 19482, Peter D. Uhlman,

River Station, LP, 3217 Phoenixville Pike, Malvern, PA 19355 on behalf of E. Ragland Coxe, Sonoco Products Company, 1 North Second Street, Hartsville, SC 29550 has submitted a Remedial Investigation Report concerning the remediation of site soil contaminated with solvents. The Remedial Investigation Report was approved by the Department of Environmental Protection on March 11, 2009.

Keystone Discount Tire, Rockledge Borough, **Montgomery County**. John Forsyth, Mid Atlantic Associates, Inc., 271 Bethlehem Pike, Colmar, PA 18915 on behalf of Lee Gottsman, Lee Rob, LLC, 120 Pocasset Road, Philadelphia, PA 19115 has submitted a Final Report concerning the remediation of site soil contaminated with No. 2 fuel oil and chlorinated solvents. The Final Report demonstrated attainment of the Statewide Health Standard and was approved by the Department of Environmental Protection on March 10, 2009

Warren J. Thomas Estate, Upper Moreland Township, **Montgomery County**. Jeremy Bolyn, Environmental Maintenance Company, Inc., 1420 East Mermaid Lane, Glenside, PA 19038 on behalf of Valerie Thomas, Estate of Warren J. Thomas, 11511 113th Street, Unit 36A, Largo, FL 33778 has submitted a Final Report concerning the remediation of site soil contaminated with petroleum. The Final Report demonstrated attainment of the Statewide Health Standard and was approved by the Department of Environmental Protection on March 11, 2009.

401 Monastery Avenue, City of Philadelphia, **Philadelphia County**. Brenda MacPhail, REPSG, 6901 Kingsessing Avenue, Philadelphia, PA 19142 on behalf of Laura Boylan, 410 Monastery Avenue, Philadelphia, PA 19128 has submitted a Final Report concerning the remediation of site soil contaminated with No. 2 fuel oil. The Final Report demonstrated attainment of the Statewide Health Standard and was approved by the Department of Environmental Protection on January 7, 2009.

Northeast Region: Ronald S. Brezinski, Regional Environmental Cleanup Program Manager, 2 Public Square, Wilkes-Barre, PA 18711-0790.

Goulds Pumps Ashland Foundry, Ashland and Butler Townships, **Schuylkill County**. ENSR, Corp., 2 Technology Park Drive, Westford, MA 01886 submitted a Remedial Investigation Report / Final Report (on behalf of their client, ITT Goulds Pumps, 500 East Centre Street, Ashland, PA 17921), concerning the remediation of soils and groundwater found to have been impacted by petroleum constituents and metals. The report documented attainment of the Site-Specific Standard for soils and groundwater with regard to metals and the Nonresidential Statewide Health Standard for soils and groundwater with regard to the remaining petroleum related constituents. The report was approved on March 5, 2009.

Reedy Property, 43 King Fisher Drive, Barry Township, **Schuylkill County**. David Crowther, BlackRock Environmental, LLC, P. O. Box 288, Nazareth, PA 18064 submitted a Final Report for Soil (on behalf of his client, Lawrence Reedy, 43 King Fisher Drive, Ashland, PA 17921), concerning the remediation of soils found to have been impacted by kerosene as a result of an accidental release from a 275-gallon aboveground storage tank. The report documented attainment of the Residential Statewide Health Standard for soil and was approved on March 12, 2009.

Southcentral Region: Environmental Cleanup Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110.

Brookwood Street Property, City of Harrisburg, **Dauphin County**. Groundwater Services International, Inc., 443 McCormick Road, Mechanicsburg, PA 17055, on behalf of Brookwood Ventures, LP, 17480 Dallas Parkway, Suite 100, Dallas, TX 75287 and Harrisburg Builders, Inc., 112 Nagle Street, Harrisburg, PA 17104, submitted a Remedial Investigation Report and Final Report concerning site soils and groundwater contaminated by petroleum products, metals and VOCs from historical industrial activities. These reports demonstrated attainment of a combination of the Nonresidential Statewide Health and Site-Specific Standards and were approved by the Department of Environmental Protection on March 9, 2009.

Lewis's Cleaners, Manchester Township and North York Borough, **York County**. BL Companies, Inc., 213 Market Street, 6th Floor, Harrisburg, PA 17101, on behalf of Northgate Associates, 146 Pine Grove Circle, Suite 100, York, PA 17403, submitted a remedial investigation report concerning site groundwater contaminated with chlorinated solvents. The report was disapproved by the Department of Environmental Protection on March 16, 2009. The applicant intends to remediate the site to a combination of the Site-Specific and Statewide Health Standards.

OPERATE WASTE PROCESSING OR DISPOSAL AREA OR SITE

Application received under the Solid Waste Management Act (35 P. S. §§ 6018.101–6018.1003), the Municipal Waste Planning, Recycling and Waste Reduction Act (53 P. S. §§ 4000.101–4000.1904) and Regulations to Operate Solid Waste Processing or Disposal Area or Site.

Southcentral Region: Regional Solid Waste Manager, 909 Elmerton Avenue, Harrisburg, PA 17110.

WSI Sandy Run Landfill, Broad Top Township, **Bedford County**, Permit No. 101538. This is a permit renewal to Solid Waste Permit No. 101538 for the operation of Sandy Run Landfill, issued in accordance with Article V of the Solid Waste Management Act (35 P. S. §§ 6018.101–6018.1003). The Department of Environmental Protection approves a permit renewal for Sandy Run Landfill.

Permit application denied under the Solid Waste Management Act (35 P. S. §§ 6018.101–6018.1003), the Municipal Waste Planning, Recycling and Waste Reduction Act (53 P. S. §§ 4000.101–4000.1904) and Regulations to Operate Solid Waste Processing or Disposal Area or Site.

Northcentral Region: Regional Solid Waste Manager, 208 West Third Street, Williamsport, PA 17701.

Permit Application No. 101695. Ag-Lime Processing, LLC, 7146 Furnace Road, Mifflinburg, PA 17844. The application for the proposed Ag Lime Biosolids Processing Facility, located in Buffalo Township, **Union County**, was denied on March 3, 2009, by the Williamsport Regional Office.

Comments concerning the denial should be directed to James Miller, Environmental Program Manager, Williamsport Regional Office, 208 West Third Street, Suite 101, Williamsport, PA 17701. Persons interested in obtaining more information about the permit denial may contact the Williamsport Regional Office, (570) 327-3740. TDD users may contact the Department of Environmental Protection through the Pennsylvania AT&T Relay Service, (800) 654-5984.

Permits issued under the Solid Waste Management Act (35 P. S. §§ 6018.101–6018.1003), the Municipal Waste Planning, Recycling and Waste Reduction Act (53 P. S. §§ 4000.101–4000.1904) and Regulations to Operate Solid Waste Processing or Disposal Area or Site.

Southwest Region: Regional Solid Waste Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, (412) 442-4000.

Permit ID No. 300720. Cheswick Ash Disposal Site, 121 Champion Way, Suite 200, Canonsburg, PA 15317. Operation of a residual waste landfill in Indiana Township, **Allegheny County**. Permit modification issued in the Regional Office on March 16, 2009.

General Permit ID No. WMGM019SW001. Wood Waste Recycling, LLC, 111 Bridge Street, Burgettstown, PA 15021. Wood Waste Recycling Center, 111 Kelso Road, McDonald, PA 15057. Processing of concrete and asphalt waste, leaf and yard waste, wood waste and soil for beneficial use as: (1) construction material and (2) topsoil and mulch for commercial purposes. Permit issued in the Regional Office on March 16, 2009.

AIR QUALITY

General Plan Approval and Operating Permit Usage Authorized under the Air Pollution Control Act (35 P. S. §§ 4001–4015) and 25 Pa. Code Chapter 127 to construct, modify, reactivate or operate air contamination sources and associated air cleaning devices.

Southeast Region: Air Quality Program, 2 East Main Street, Norristown, PA 19401, Sachin Shankar, New Source Review Chief, (484) 250-5920.

GP14-23-0122. Pagano Funeral Home, Inc. (3711 Foulk Road, Garnet Valley, PA 19061) on March 17, 2009, to construct a human crematory under GP-14 for their funeral home in Bethel Township, **Delaware County**.

Southcentral Region: Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110, William R. Weaver, New Source Review Chief, (717) 705-4702.

GP9-67-03157: United Natural Foods, Inc. (225 Cross Farm Lane, York, PA 17406) on March 11, 2009, for Diesel or No. 2 Fuel-fired Internal Combustion Engines under GP9 in Conewago Township, **York County**.

Northcentral Region: Air Quality Program, 208 West Third Street, Williamsport, PA 17701, David Aldenderfer, Program Manager, (570) 327-3637.

GP11-59-01: Glenn O. Hawbaker, Inc. (711 East College Avenue, Bellefonte, PA 16823) on March 12, 2009, to operate a 425 brake horsepower diesel-fired engine under the General Plan Approval and General Operating Permit for Nonroad Engines (BAQ-GPA/GP-11) in Lawrence and Tioga Townships, **Tioga County**.

GP3-59-04: Glenn O. Hawbaker, Inc. (711 East College Avenue, Bellefonte, PA 16823) on March 12, 2009, to construct and operate a portable nonmetallic mineral processing plant and associated water spray dust suppression system under the General Plan Approval and/or General Operating Permit for Portable Nonmetallic Mineral Processing Plants (BAQ-PGPA/GP-3) at the EWR mining site (Plant No. 20) in Lawrence and Tioga Townships, **Tioga County**.

GP14-19-01: Columbia Montour Crematory (745 Market Street, Bloomsburg, PA 17815) on March 13,

2009, to operate a human crematory under the General Plan Approval and General Operating Permit for Human Crematories (BAQ-GPA/GP-14) in the Town of Bloomsburg, **Columbia County**.

Plan Approvals Issued under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and regulations in 25 Pa. Code Chapter 127, Subchapter B relating to construction, modification and reactivation of air contamination sources and associated air cleaning devices.

Southcentral Region: Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110, William R. Weaver, New Source Review Chief, (717) 705-4702.

06-05002H: Lehigh Cement Co. (537 Evansville Road, Fleetwood, PA 19522-8541) on March 9, 2009, to install Selective Non-Catalytic Reduction control system on each of the Portland cement kilns at their Evansville Plant in Maiden creek Township, **Berks County**.

06-05069K: East Penn Manufacturing Co., Inc. (Deka Road, P. O. Box 147, Lyon Station, PA 19536) on March 10, 2009, to construct a lead-acid storage battery manufacturing plant including six lead oxide mills in Richmond Township, **Berks County**. This plan approval is extended.

06-05069P: East Penn Manufacturing Co., Inc. (Deka Road, P. O. Box 147, Lyon Station, PA 19536) on March 13, 2009, to construct two heat sealing operations controlled by fiberglass mist eliminators in Richmond Township, **Berks County**.

Northwest Region: Air Quality Program, 230 Chestnut Street, Meadville, PA 16335-3481, George Monasky, New Source Review Chief, (814) 332-6940.

25-326A: Foamex, LP (466 South Shady Avenue, Corry, PA 16407) on March 11, 2009, to install a polyurethane foam dip coating line at their facility in the City of Corry, **Erie County**. This is a Title V facility.

Plan Approval Revisions Issued including Extensions, Minor Modifications and Transfers of Ownership under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and 25 Pa. Code §§ 127.13, 127.13a and 127.32.

Southeast Region: Air Quality Program, 2 East Main Street, Norristown, PA 19401, Sachin Shankar, New Source Review Chief, (484) 250-5920.

09-0107: Oldcastle Retail Inc., d/b/a Bonsal American (1214 Hayes Boulevard, Bristol, PA 19007) on March 10, 2009, to operate a baghouse in Bristol Township, **Bucks County**.

09-0196: Abington Reldan Metal, LLC (4924 Wellington Street, Philadelphia, PA 19135) on March 10, 2009, to operate several thermal destructors in Falls Township, **Bucks County**.

Southcentral Region: Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110, William R. Weaver, New Source Review Chief, (717) 705-4702.

36-05142A: Mars Snackfood US (295 Brown Street, Elizabethtown, PA 17022-2127) on January 26, 2009, to install a new roasting system at their candy manufacturing facility in Elizabethtown Borough, **Lancaster County**. This plan approval was extended.

Northcentral Region: Air Quality Program, 208 West Third Street, Williamsport, PA 17701, David Aldenderfer, Program Manager, (570) 327-3637.

53-399-088: PA Pellets, LLC (705 South Main Street, Coudersport, PA 16915) on March 17, 2009, to operate a wood-fired rotary wood chip dryer and associated air cleaning device (a multiclone collector), two pellet mills, a hammermill and associated air cleaning device (a fabric collector), a pellet cooler and associated air cleaning device (a cyclone collector), two dried wood chip storage bins and one wood pellet storage bin on a temporary basis until September 13, 2009, in Ulysses Borough, **Potter County**. The plan approval has been extended.

Title V Operating Permits Issued under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and 25 Pa. Code Chapter 127, Subchapter G.

Southcentral Region: Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110, Yasmin Neidlinger, Facilities Permitting Chief, (717) 705-4702.

06-05029: Reading Truck Body, Inc. (P. O. Box 650, Reading, PA 19607-0650) on March 10, 2009, to operate a heavy duty truck manufacturing facility in the City of Reading, **Berks County**. This is a renewal of the Title V Operating Permit.

Operating Permits for Non-Title V Facilities Issued under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and 25 Pa. Code Chapter 127, Subchapter F.

Northeast Region: Air Quality Program, 2 Public Square, Wilkes-Barre, PA 18711-0790, Ray Kempa, New Source Review Chief, (570) 826-2507.

35-00045: Eureka Stone Quarry, Inc. (P. O. Box 249, Chalfont, PA 18914) on March 16, 2009, to reissue a State-only (Synthetic Minor) Operating Permit for operation of a rock crushing operation and batch asphalt plant with associated air cleaning devices at their Daleville Quarry in Covington Township, **Lackawanna County**.

Southcentral Region: Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110, William R. Weaver, New Source Review Chief, (717) 705-4702.

06-03087: Arkema, Inc. (1112 Lincoln Road, Birdsboro, PA 19508) on March 10, 2009, to operate their nylon polymer manufacturing facility in Exeter Township, **Berks County**. This is a renewal of the State-only operating permit.

06-05047: Bradley Specialties Corp. (P. O. Box 436, Shartlesville Industrial Park, Shartlesville, PA 19554-0436) on March 12, 2009, to operate a fiberglass fabrication facility in Upper Bern Township, **Berks County**. This is a renewal of the State-only operating permit.

Northwest Region: Air Quality Program, 230 Chestnut Street, Meadville, PA 16335-3481, Matthew Williams, Facilities Permitting Chief, (814) 332-6940.

25-00591: Seaway Manufacturing Corp.—Erie (2250 East 33rd Street, Erie, PA 16510-2556) on March 10, 2009, the Department re-issued the referenced permit for this manufacturer of windows, doors, and enclosures, in the City of Erie, **Erie County**. This facility is subject to permitting because of their surface coating operations.

Operating Permit Revisions Issued including Administrative Amendments, Minor Modifications or Transfers of Ownership under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and 25 Pa. Code §§ 127.412, 127.450, 127.462 and 127.464.

Northcentral Region: Air Quality Program, 208 West Third Street, Williamsport, PA 17701, David Aldenderfer, Program Manager, (570) 327-3637.

14-00034: Jostens, Inc. (401 North Science Park Road, State College, PA 16803) on March 12, 2009, in accordance with the minor operating permit modification requirements of 25 Pa. Code § 127.462, to revise a permit to include the construction and operation of a new printing press and the use of associated materials. A permit condition will also be revised to incorporate the use of new inks and to increase the allowable throughput for roller cleaner in an existing printing press in Ferguson Township, **Centre County**.

Southwest Region: Air Quality Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, Barbara Hatch, Facilities Permitting Chief, (412) 442-4174.

32-00230: Texas Eastern Transmission, LP (2601 Market Place, Suite 400, Harrisburg, PA 17110) on March 12, 2009, the State-only operating permit was administratively amended to change permit contact information and correct a typographical error made by the Department of Environmental Protection for the Armagh Compressor Station in West Wheatfield Township, **Indiana County**.

32-00385: CQ Hardwood Finishers, LLC (28 Kendall Road, Blairsville, PA 15717) on March 12, 2009, the State-only operating permit was administratively amended to change responsible official and permit contact information for the CQ Hardwood Finishers Plant located in West Wheatfield Township, **Indiana County**.

Northwest Region: Air Quality Program, 230 Chestnut Street, Meadville, PA 16335-3481, Matthew Williams, Facilities Permitting Chief, (814) 332-6940.

20-00268: Tedes Co. (614 Baldwin Street, Meadville, PA 16335) on March 12, 2009, a minor modification of the State-only Operating Permit for their crematory in the City of Meadville, **Crawford County**. The facility is a Natural Minor. The facility proposed to add pet cremation to the existing human crematory. The modification will not result in any increase of emissions. The facility will continue to operate in accordance with the current restrictions for the human crematory.

Department of Public Health, Air Management Services: 321 University Avenue, Philadelphia, PA 19104. Edward Braun, Chief, (215) 685-9476.

V06-005: Exelon Generation Co.—Richmond Generating Station (3901 North Delaware Avenue, Philadelphia, PA 19137) administratively amended on March 17, 2009, to change contact information. The Title V Operating Permit was originally issued on August 1, 2006.

V05-001: Exelon Generation Co.—Southwark Generating Station (2501 South Delaware Avenue, Philadelphia, PA 19148) administratively amended on March 17, 2009, to change contact information in the City of Philadelphia, **Philadelphia County**. The Title V Operating Permit was originally issued on December 16, 2005.

V06-013: Exelon Generating Co.—Delaware Station (1325 North Beach Street, Philadelphia, PA 19125) administratively amended on March 17, 2009, to change contact information in the City of Philadelphia, **Philadelphia County**. The Title V Operating Permit was originally issued on July 11, 2007.

Operating Permits Denied, Terminated, Suspended or Revoked under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and 25 Pa. Code §§ 127.431 and 127.461.

Southeast Region: Air Quality Program, 2 East Main Street, Norristown, PA 19401, Janine Tulloch-Reid, Facilities Permitting Chief, (484) 250-5920.

09-00087: Air Products and Chemicals, Inc. (351 Philadelphia Avenue, Morrisville, PA 19067) on March 17, 2009, to revoke a State-only operating permit issued December 2006 for their chemical plant in Falls Township, **Bucks County**.

09-0087E: Air Products and Chemicals, Inc. (351 Philadelphia Avenue, Morrisville, PA 19067) on March 17, 2009, to revoke a plan approval issued June 2006 for the production of silicon tetrafluoride in Falls Township, **Bucks County**.

ACTIONS ON COAL AND NONCOAL MINING ACTIVITY APPLICATIONS

Actions on applications under the Surface Mining Conservation and Reclamation Act (52 P. S. §§ 1396.1—1396.19a); the Noncoal Surface Mining Conservation and Reclamation Act (52 P. S. §§ 3301—3326); The Clean Streams Law (35 P. S. §§ 691.1—691.1001); the Coal Refuse Disposal Control Act (52 P. S. §§ 30.51—30.66); and The Bituminous Mine Subsidence and Land Conservation Act (52 P. S. §§ 1406.1—1406.21). The final action on each application also constitutes action on the request for 401 Water Quality Certification and the NPDES permit application. Mining activity permits issued in response to the applications will also address the application permitting requirements of the following statutes: the Air Quality Control Act (35 P. S. §§ 4001—4015); the Dam Safety and Encroachments Act (32 P. S. §§ 693.1—693.27); and the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003).

Coal Permits Actions

California District Office: 25 Technology Drive, Coal Center, PA 15423, (724) 769-1100.

30841312 and NPDES Permit No. PA0013790, Consolidation Coal Company, (1 Bridge Street, Monongah, WV 26554), to revise the permit for the Blacksville Mine No. 2 in Jackson and Gilmore Townships, **Greene County** to add acreage for longwall mining and perform stream restoration as may be necessary to alleviate subsidence pooling impacts to Blockhouse Run and UNT 41821 to Blockhouse Run in seven areas bound by the following points on the Holbrook USGS Quad, N: 3 inches; W: 11.5 inches; to N: 5 inches; W: 14.7 inches to N: 6.0 inches; W: 13.7 inches and to Roberts Run in four areas bound by the following points on the same USGS Quad, N: 3.2 inches; W: 15.0 inches to N: 1.3 inches; W: 11.9 inches. Underground Acres Proposed 3852.17, Subsidence Control Plan Acres Proposed 3171.55. No additional discharges. Application received August 24, 2007. Permit issued March 16, 2009

Knox District Mining Office: P. O. Box 669, 310 Best Avenue, Knox, PA 16232-0669, (814) 797-1191.

33070101. P. and N. Coal Co., Inc. (P. O. Box 332, Punxsutawney, PA 15767) Revision to add a stream encroachment to mine within 100 feet of UNT No. 1 to Hadden Run in Oliver Township, **Jefferson County**.

Receiving streams: UNT to Hadden Run. Application received November 17, 2008. Permit issued March 11, 2009.

10930111 and NPDES Permit No. PA0211834. JMW Enterprises, Inc. (P. O. Box 312, Bridgeville, PA 15017) Renewal of an existing bituminous strip and auger operation in Washington Township, **Butler County** affecting 115.5 acres. Receiving streams: UNT to South Branch Slippery Rock Creek. Application received September 24, 2008. Permit issued March 11, 2009.

Noncoal Permits Actions

Knox District Mining Office: P. O. Box 669, 310 Best Avenue, Knox, PA 16232-0669, (814) 797-1191.

3076SM13. H & H Materials, Inc. (190 Canon Road, Stoneboro, PA 16153) Renewal of NPDES Permit No. PA0212083 in New Vernon and Lake Townships, **Mercer County**. Receiving streams: Little Shenango River. Application received January 20, 2009. Permit issued March 9, 2009.

4379306. H & H Materials, Inc. (190 Canon Road, Stoneboro, PA 16153) Renewal of NPDES Permit No. PA0118699 in Lake Township, **Mercer County**. Receiving streams: UNT to Little Shenango River. Application received: January 20, 2009. Permit issued March 9, 2009.

20082804. Larry G. Temple (228 Georgetown Road, Hadley, PA 16130) Commencement, operation and restoration of a small sand and gravel operation in East Mead Township, **Crawford County** affecting 5.0 acres. Receiving streams: UNT to Little Sugar Creek. Application received October 23, 2008. Permit issued March 11, 2009.

Pottsville District Mining Office: 5 West Laurel Boulevard, Pottsville, PA 17901, (570) 621-3118.

58080831. Peter Hart, Inc., (R. R. 2, Box 66 C, Wyalusing, PA 18853), commencement, operation and restoration of a quarry operation in Rush Township, **Susquehanna County** affecting 2.5 acres, receiving stream: none. Application received May 2, 2008. Permit issued March 12, 2009.

58080843. Arthur Trecoske, (R. R. 3, Box 344, Montrose, PA 18801), commencement, operation and restoration of a quarry operation in Silver Lake Township, **Susquehanna County** affecting 5.0 acres, receiving stream: none. Application received July 3, 2008. Permit issued March 12, 2009.

6275SM2C10 and NPDES Permit No. PA0594539. Hanson Aggregates Pennsylvania, Inc., (7660 Imperial Way, Suite A103, Allentown, PA 18195), renewal of NPDES Permit for discharge of treated mine drainage from a quarry operation in Limestone and Liberty Townships, **Montour County**, receiving streams: UNT to Chillisquaque Creek and Chillisquaque Creek. Application received January 23, 2009. Renewal issued March 13, 2009.

58082813. Edward Greene, III, (R. R. 3, Box 217 A3, Susquehanna, PA 18847), commencement, operation and restoration of a quarry operation in Great Bend Township, **Susquehanna County** affecting 5.0 acres, receiving stream: none. Application received August 1, 2008. Permit issued March 16, 2009.

58082814. Edward Greene, III, (R. R. 3, Box 217 A3, Susquehanna, PA 18847), commencement, operation and restoration of a quarry operation in Harmony Township, **Susquehanna County** affecting 5.0 acres, receiving stream: none. Application received August 1, 2008. Permit issued March 16, 2009.

64080301 and NPDES Permit No. PA0224693. Reading Materials, Inc., (P. O. Box 1467, Skippack, PA 19474), commencement, operation and restoration of a quarry operation in Palmyra Township, **Wayne County** affecting 79.2 acres, receiving stream: tributary to Lake Wallenpaupack. Application received April 21, 2008. Permit issued March 16, 2009.

35082801. Joseph G. Virbitsky, (P. O. Box 223, Jermyn, PA 18433), commencement, operation and restoration of a quarry operation in Mayfield Township, **Lackawanna County** affecting 5.0 acres, receiving stream: none. Application received November 5, 2008. Permit issued March 16, 2009.

ACTIONS ON BLASTING ACTIVITY APPLICATIONS

Actions on applications under the Explosives Acts of 1937 and 1957 (43 P.S. §§ 151–161); and 25 Pa. Code § 211.124 (relating to blasting activity permits). Blasting activity performed as part of a coal or noncoal mining activity will be regulated by the mining permit for that coal or noncoal mining activity.

Blasting Permits Actions

Cambria District Mining Office: 286 Industrial Park Road, Ebensburg, PA 15931, (814) 472-1900.

28094013. Geological Tech, Inc., P. O. Box 70, Falling Waters, WV 25419-0070, blasting activity permit issued for residential development in Antrim Township, **Franklin County**. Blasting activity permit end date is February 27, 2010. Permit issued March 2, 2009.

21094107. J. Roys, Inc., P. O. Box 125, Bowmansville, PA 17507-0125, blasting activity permit issued for utility development in North Middleton Township, **Cumberland County**. Blasting activity permit end date is February 5, 2010. Permit issued March 3, 2009.

Greensburg District Mining Office: Armbrust Professional Center, 8205 Route 819, Greensburg, PA 15601, (724) 925-5500.

30094001. Dominic Bell (6428 North Saltillo Bono Road, Campbellsburg, IN 47108). Blasting activity permit for construction of a water intake pipeline to Dunkard Creek, located in Dunkard Township, **Greene County**. The expected duration of blasting is 90 days. Permit issued: March 12, 2009.

Pottsville District Mining Office: 5 West Laurel Boulevard, Pottsville, PA 17901, (570) 621-3118.

38094102. Keystone Blasting Service, (381 Reifsnnyder Road, Lititz, PA 17543), construction blasting for Beckley's Corner Estates in South Lebanon Township, **Lebanon County** with an expiration date of December 30, 2010. Permit issued March 9, 2009.

39094103. Hayduk Enterprises, Inc., (257 Riverside Drive, Factoryville, PA 18419), construction blasting for Cedar Hill Cemetery in Hanover Township, **Lehigh County** with an expiration date of April 30, 2010. Permit issued March 9, 2009.

46094106. American Rock Mechanics, Inc., (7531 Chestnut Street, Zionsville, PA 18092), construction blasting for utilities on Allentown Road in Franconia Township, **Montgomery County** with an expiration date of March 3, 2010. Permit issued March 9, 2009.

64094001. John Brainard, (2978 SR 2073, Kingsley, PA 18826), construction blasting for the Joe Torch Quarry

(SMP No. 64020809) Reclamation in Scott Township, **Wayne County** with an expiration date of March 31, 2009. Permit issued March 11, 2009.

36094108. Keystone Blasting Service, (381 Reifsnyder Road, Lititz, PA 17543), construction blasting for a single dwelling in Leacock Township, **Lancaster County** with an expiration date of April 30, 2009. Permit issued March 11, 2009.

36094109. Keystone Blasting Service, (381 Reifsnyder Road, Lititz, PA 17543), construction blasting for a manure storage pit in Salisbury Township, **Lancaster County** with an expiration date of June 30, 2009. Permit issued March 11, 2009.

22094103. Dyno-Nobel, Inc., (1320 Galiffa Drive, Donora, PA 15033), construction blasting for Hummesltown Cemetery in Hummelstown Borough, **Dauphin County** with an expiration date of March 11, 2011. Permit issued March 13, 2009.

22094104. Dyno-Nobel, Inc., (1320 Galiffa Drive, Donora, PA 15033), construction blasting for Brickyard of Edgewater in Londonderry Township and Royalton Borough, **Dauphin County** with an expiration date of March 30, 2010. Permit issued March 13, 2009.

FEDERAL WATER POLLUTION CONTROL ACT SECTION 401

The Department of Environmental Protection (Department) has taken the following actions on previously received permit applications, requests for Environmental Assessment approval and requests for Water Quality Certification under section 401 of the Federal Water Pollution Control Act (FWPCA) (33 U.S.C.A. § 1341).

Except as otherwise noted, the Department has granted 401 Water Quality Certification certifying that the construction and operation described will comply with the applicable provisions of sections 301—303, 306 and 307 of the FWPCA (33 U.S.C.A. §§ 1311—1313, 1316 and 1317) and that the construction will not violate applicable Federal and State water quality standards.

Persons aggrieved by an action may appeal, under section 4 of the Environmental Hearing Board Act (35 P. S. § 7514) and 2 Pa.C.S. §§ 501—508 and 701—704 (relating to the Administrative Agency Law), to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, P. O. Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users should contact the Environmental Hearing Board (Board) through the Pennsylvania AT&T Relay Service, (800) 654-5984. Appeals must be filed with the Board within 30 days of publication of this notice in the *Pennsylvania Bulletin*, unless the appropriate statute provides a different time period. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available in Braille or on audiotape from the Secretary of the Board at (717) 787-3483. This paragraph does not, in and of itself, create any right of appeal beyond that permitted by applicable statutes and decision law.

For individuals who wish to challenge an action, appeals must reach the Board within 30 days. A lawyer is not needed to file an appeal with the Board.

Important legal rights are at stake, however, so individuals should show this notice to a lawyer at once. Persons who cannot afford a lawyer may qualify for free

pro bono representation. Call the Secretary to the Board at (717) 787-3483 for more information.

Actions on applications for the following activities filed under the Dam Safety and Encroachments Act (32 P. S. §§ 693.1—693.27), section 302 of the Flood Plain Management Act (32 P. S. § 679.302) and The Clean Streams Law (35 P. S. §§ 691.1—691.702) and Notice of Final Action for Certification under section 401 of the FWPCA (33 U.S.C.A. § 1341).

Permits, Environmental Assessments and 401 Water Quality Certifications Issued

WATER OBSTRUCTIONS AND ENCROACHMENTS

Northeast Regional Office: Watershed Management Program, 2 Public Square, Wilkes-Barre, PA 18711-0790.

E58-282. Department of Transportation, Engineering District 4-0, 55 Keystone Industrial Park, Dunmore, PA 18512. Jessup Township, **Susquehanna County**, United States Army Corps of Engineers, Baltimore District.

To remove the existing temporary structure and to construct and maintain a single-span prestressed concrete spread box beam bridge, having a clear normal span of 108 feet and a maximum underclearance of 12.3 feet, across East Branch Wyalusing Creek (CWF). The previous flood damage structure was removed and a temporary MAYBE bridge was constructed in November 2006 under Emergency Permit EP58064168. The project is located along SR 3027 (Fairdale Road), Section 571, Segment 0060, just southeast of the intersection of SR 3027 and SR 706 (Montrose West, PA Quadrangle Latitude: 41° 47' 57"; Longitude: 75° 58' 41").

E40-691. Department of Transportation, Engineering District 4-0, 55 Keystone Industrial Park, Dunmore, PA 18512. Luzerne and Pringle Boroughs, **Luzerne County**, United States Army Corps of Engineers, Baltimore District.

To remove the existing structure and to construct and maintain a single-span prestressed concrete box beam bridge, having a clear span of 59 feet and a minimum underclearance of 10 feet, across Toby Creek (TSF). The project is located on SR 1054 (Evans Street), Section 370, Segment 0010 (Kingston, PA Quadrangle Latitude: 41° 16' 51"; Longitude: 75° 53' 44").

Southcentral Region: Water Management Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110, (717) 705-4707.

E67-860: Catholic Diocese of Harrisburg, Manchester Township, **York County**, United States Army Corps of Engineers, Baltimore District.

To install and maintain: 1) a 10.0-inch sanitary sewer line crossing in a UNT to Little Conewago Creek (TSF) and associate PEM/PFO wetlands; and 2) a 10.0-inch sanitary sewer line crossing in a UNT to Little Conewago Creek for the purpose of constructing a 65-unit residential subdivision. The project will temporarily impact 0.04 acre of PEM/PFO wetlands and approximately 36.0 linear feet of stream channel. The project is located between the existing Holy Savior Cemetery and the south side of Raintree Road (Dover, PA Quadrangle N: 6.2 inches; W: 0.75 inch, Latitude: 40° 1' 57.9" N; Longitude: 76° 45' 21.1" W) in Manchester Township, York County.

E05-348: Bedford Borough Municipal Authority, 244 West Penn Street, Bedford, PA 15522, Waste Water Treatment Plant along Shobers Run, Bedford Township, **Bedford County**, United States Army Corps of Engineers, Baltimore District.

To rehabilitate the existing sewage treatment plant by removing the existing aeration tanks, chlorine tanks, sequencing batch reactor (SBR) tanks, and related pipings and then to construct and maintain 4 units of 60-foot diameter SBR tanks, 25-foot by 40-foot headworks building, 50-foot by 50-foot biofilter building, 28-foot by 40-foot SBR control building, 36-foot by 40-foot UV building, and related pipings in order to upgrade the condition located along the floodplain of Shobers Run (HQ-CWF-TSF) at the east end of John Street (Everett West, PA Quadrangle N: 3.0 inches; W: 16.40 inches, Latitude: 40° 00' 59"; Longitude: 78° 29' 32") in Bedford Township, Bedford County.

Southwest Region: Watershed Management Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.

E63-613. Washington County Bridge Department, Courthouse Square, 100 West Beau Street, Suite 701, Washington, PA 15301. To remove and construct a box beam bridge in Canton Township, **Washington County**, United States Army Corps of Engineers, Pittsburgh District (Washington West, PA Quadrangle N: 8.4 inches; W: 3.7 inches, Latitude 40° 10' 15"; Longitude 80° 6' 36"). To remove the existing T-390, two lane, two span, each span 24.4 ft long, 28.6 ft width, steel girder bridge having an average underclearance of 7.8 ft over Chartiers Creek (WWF); and to construct and maintain a two lane, single 53.7 ft span, 33.4 ft width, replacement concrete box beam bridge, with a underclearance of 8.2 ft.

E65-918. DeCesare Corporation, 4241 William Penn Highway, Suite 300, Murrysville, PA 15668. To maintain existing fill in a floodway in Murrysville, **Westmoreland County**, United States Army Corps of Engineers, Pittsburgh District (Murrysville, PA Quadrangle N: 11.5 inches; W: 1.5 inches, Latitude: 40° 26' 14.9"; Longitude: 79° 38' 12").

To maintain the existing fill in approximately 500 linear feet of stream channel, place fill in approximately 100 feet of stream channel, maintain existing rip-rap in approximately 40 linear feet of stream bank, to remove rip-rap from approximately 40 linear feet of stream bed, and to install and maintain various outfall structures for the discharge of storm water all along Steels Run (HQ-CWF) for the purpose of constructing a housing development.

Northwest Region: Watershed Management Program Manager, 230 Chestnut Street, Meadville, PA 16335.

E33-233. Department of Transportation, District 10-0, SR 0119, Section 551, in Punxsutawney Borough, **Jefferson County**, United States Army Corps of Engineers, Pittsburgh District (Punxsutawney, PA Quadrangle N: 40° 56' 24.7"; W: 78° 58' 51.4").

To fill a total of 0.41 acre of wetland (PEM) associated with the removal of the existing bridge over the abandoned rail line and construction of earth fill embankment as part of the reconstruction and widening for a truck climbing lane on the hill on SR 0119, Section 551

extending south from the bridge across Mahoning Creek approximately 1,600 feet. Project proposes to deduct 0.41 acre from Department of Transportation's Jefferson County Advance Wetland Mitigation Bank

DAM SAFETY

Central Office: Bureau of Waterways Engineering, 400 Market Street, Floor 3, P. O. Box 8554, Harrisburg, PA 17105-8554.

D53-057A. Potter County Commissioners (c/o Chief Clerk, One East Second Street, Room 22, Coudersport, PA 16915-1690) To modify, operate and maintain North Fork Dam (NRCS Dam No. PA-406) across White Branch North Fork (WWF), impacting 0 acres of wetlands and 200 feet of stream, and providing 0 acres of wetland mitigation, for the purpose of meeting current dam safety standards (Harrison Valley, PA-NY Quadrangle N: 21.8 inches; W: 13.8 inches) in Harrison Township, **Potter County**. The proposed modifications and improvements include: (1) raising the top of dam by approximately 6.5 feet; (2) constructing an auxiliary spillway lined with roller-compacted concrete; (3) flattening the downstream embankment slope; and (4) improving the primary outlet by extending the existing pipe, adding filter drains, and constructing a reinforced-concrete impact basin. North Fork Dam is an existing structure that was constructed in 1960 for the purpose of flood prevention.

D52-004A. Westcolang Lake Dam, Westcolang Lake Association, c/o Rolf Naumann, 113 Bay Center Circle, Hawley, PA 18428. To modify, operate and maintain the Westcolang Lake Dam across Westcolang Creek (HQ-CWF), with no proposed impacts to wetlands or the stream channel, for the purpose of rehabilitating the existing dam and increasing spillway capacity to ensure compliance with Commonwealth Regulations (Narrowsburg, PA Quadrangle N: 2.0 inches; W: 5.3 inches) in Lackawaxen Township, **Pike County**.

D45-291. Pleasant Valley Estates Dam, Pleasant Valley Estates Civic Association, Inc., c/o Thomas Milewski, R. R. 4, Box 4336, Kunkletown, PA 18058. To reconstruct, operate and maintain the Pleasant Valley Estates Dam across a tributary to Jonas Creek (EV), impacting 0.01 acre of wetlands (PEM) with no proposed impacts to the stream channel, for the purpose of reconstructing the previously breached dam in order to restore the approximate 6-acre recreational lake (Pohopoco Mountain, PA Quadrangle N: 15.2 inches; W: 1.7 inches) in Polk Township, **Monroe County**.

EROSION AND SEDIMENT CONTROL

The following Erosion and Sediment Control (ESCP) Permits have been issued.

Any person aggrieved by these actions may appeal, UNDER section 4 of the Environmental Hearing Board Act (35 P.S. § 7514), and 2 Pa.C.S. Chapter 5, Subchapter A (relating to practice and procedure of Commonwealth agencies), to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, P. O. Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users may contact the Environmental Hearing Board (Board) through the Pennsylvania AT&T Relay Service, (800) 654-5984. Appeals must be filed with the Board within 30 days of publication of this notice in the *Pennsylvania Bulletin*, unless the appropriate statute provides a different time period. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available in braille or on audiotape from the Secretary to

the Board at (717) 787-3483. This paragraph does not, in and of itself, create any right of appeal beyond that permitted by applicable statutes and decisional law.

If individuals want to challenge this action, their appeal must reach the Board within 30 days. Individuals do not need a lawyer to file an appeal with the Board. Important legal rights are at stake, however, so individuals should

show this notice to a lawyer at once. If individuals cannot afford a lawyer, they may qualify for free pro bono representation. Call the Secretary to the Board (717) 787-3483 for more information.

Northcentral Region: Water Management Program Manager, 208 West Third Street, Williamsport, PA 17701.

ESCP 0809809	Chief Oil and Gas, LLC Jason deWolfe 6051 Wallace Road Ext. Suite 210 Wexford, PA 15090	Bradford	West Burlington Township	UNT to North Branch Towanda Creek CWF
ESCP 0808803	Rex Energy Corp. 476 Rolling Ridge Drive Suite 300 State College, PA 16801	Clearfield	Girard and Goshen Townships	Little Trout Run HQ-CWF Surveyor Run CWF Little Deer Creek CWF

SPECIAL NOTICES

CATEGORICAL EXCLUSION

Northeast Region: Water Management Program, 2 Public Square, Wilkes-Barre, PA 18711-0790.

Project Information:

<i>Project Applicant</i>	<i>Project Applicant's Address</i>	<i>Project Location (Municipality)</i>	<i>Project Location (County)</i>
Greater Hazleton Joint Sewer Authority	P. O. Box 651 Hazleton, PA 18201	Borough of West Hazleton	Luzerne

Description: The Pennsylvania Infrastructure Investment Authority (Authority), which administers the Commonwealth's State Revolving Fund, is intended to be the funding source for this project. The Greater Hazleton Joint Sewer Authority proposes to upgrade its 8.92 mgd wastewater treatment facility to comply with the biological nutrient reduction (BNR) requirements imposed on the Authority as a result of the implementation of the Chesapeake Bay Tributary Strategy. The facility's existing treatment process will be converted to a tertiary treatment process to meet the more stringent total nitrogen and total phosphorus effluent discharge and loading limits. The proposed project will not increase the NPDES permitted discharge flow from the Authority's wastewater treatment facility. The proposed project also includes the rehabilitation of the Authority's four existing pumping stations, commonly known as the Gashouse, Locust Street, Diamond Avenue and Cranberry Pumping Stations. The Department of Environmental Protection's (Department) review of the project and the information received has not identified any significant, adverse environmental impact resulting from this proposal. The Department hereby categorically excludes this project from the State Environmental Review Process.

Project Information:

<i>Project Applicant</i>	<i>Project Applicant's Address</i>	<i>Project Location (Municipality)</i>	<i>Project Location (County)</i>
Mountaintop Area Joint Sanitary Authority	290 Morio Drive Mountain Top, PA 18703	Dorrance Township	Luzerne

Description: The Pennsylvania Infrastructure Investment Authority (Authority), which administers the Commonwealth's State Revolving Fund, is intended to be the funding source for this project. The Mountaintop Area Joint Sanitary Authority proposes to construct a three million gallon above-grade, metal framed, glass lined equalization tank at its existing wastewater treatment facility located in Dorrance Township, Luzerne County. The tank, along with wastewater piping utilized in the treatment process, is being constructed to address an identified design issue in the Authority's previously completed biological nutrient reduction project at its wastewater treatment facility. The proposed project will enable the wastewater treatment facility to better manage wastewater flows received at the facility during peak, wet-weather flow periods. The proposed project will not increase the NPDES permitted discharge flow from the Authority's wastewater treatment facility. The Department of Environmental Protection's (Department) review of the project and the information received has not identified any significant, adverse environmental impact resulting from this proposal. The Department hereby categorically excludes this project from the State Environmental Review Process.

[Pa.B. Doc. No. 09-574. Filed for public inspection March 27, 2009, 9:00 a.m.]

Bid Opportunity

AMD 26(0429)102.1, Acid Mine Drainage Abatement Project, Melcroft, Saltlick Township, Fayette County. The principal items of work and approximate quantities include 675 linear feet of subsurface underdrain, 2,420 square yards rock lining with filter material, dewatering and cleaning existing collection pond, 360 linear feet of 12 inch smooth interior corrugated polyethylene pipe, 40 linear feet 18 inch smooth interior corrugated polyethylene pipe, 50 linear feet of 36 inch smooth interior corrugated polyethylene pipe, 21,080 cubic yards of grading, 16,255 square yards of EDPM impervious lining, 4,300 ton of AASHTO No. 1, 450 ton of AASHTO No. 57, 480 ton of r-3 rock, 3,500 linear feet of 6 inch pvc pipe including fittings, 3,100 linear feet of 12 inch pvc pipe including fittings, 14 each of 12 inch gate valve and access box, 3 each of in-line level control structures, 1 each of inlet level control structures, 1 each of pressure treated timber structure, r-3 stone, 60 linear feet of corrugated polyethylene pipe, 3,350 cubic yards of spent mushroom substrate, wetland plant material, 125 linear feet of wetland distribution pipe, 700 linear feet of settling pond baffles, 120 linear feet of single faced concrete barrier, 2 each of fabricated stop log system, 1,800 linear feet of split rail fence, 3,460 linear feet of walking path, 8 acres of seeding, 2,150 tree seedlings and 1 each of flow meter and storage box. This project issues on March 27, 2009, and bids will be opened on April 23, 2009, at 2 p.m. Bid documents cost \$10 per set and will not be mailed until payment has been received. This project is financed by the Federal Government under the authority given it by Pub. L. No. 95-87 dated August 3, 1977, The Surface Mining Control and Reclamation Act of 1977, and is subject to that law, and to the Federal Grant for this project. Contact the Construction Contracts Section at (717) 787-7820 or joelmiller@state.pa.us for more information on this bid.

JOHN HANGER,
Acting Secretary

[Pa.B. Doc. No. 09-575. Filed for public inspection March 27, 2009, 9:00 a.m.]

Nutrient and Sediment Reduction Credit Trading Program

The Department of Environmental Protection (Department) provides notice of the following actions regarding the Nutrient and Sediment Reduction Credit Trading Program (Trading Program). These actions were taken in relation to the Final Trading of Nutrient and Sediment Reduction Credits—Policy and Guidelines (Policy) (DEP ID No. 392-0900-001) (see 36 Pa.B. 7999 (December 30, 2006)). The Policy called for a transparent system of credit reviews and approvals.

Trading is a market-based program that provides incentives for entities to create nutrient reduction credits by going beyond statutory, regulatory or voluntary obligations and goals by removing nutrients from a watershed. The credits can be traded to help others more cost-effectively meet their obligations or goals. The primary purpose of the Trading Program is to provide for more efficient ways for National Pollutant Discharge Elimination System (NPDES) permittees to meet their effluent limits for nutrients and sediment. Currently, the focus of the program is on the Chesapeake Bay Watershed.

The actions described in this notice relate to: (1) submitted proposals; (2) approved proposals; and (3) registered credits, through March 13, 2009.

Background

Before a credit can be used by an NPDES permittee, a three-step process is followed. First, the credit or offset proposal must be approved, second, it must be verified and third, it must be registered.

Approval is also known as certification, which is a written approval by the Department for the use of proposed or implemented activities to generate credits (in some cases the person generating the credits is not permitted to transfer them to another person, in which case they are called "offsets"). Certifications are based on at least: (1) a credit or offset proposal to be submitted describing the qualifying activities that will reduce the nutrient loadings delivered to the applicable watershed; (2) the calculation to quantify the pounds of reductions expected; and (3) a verification plan that, when implemented, ensures that the qualifying nutrient reduction activities have taken place. All of the proposals, certifications and registrations described in this Notice apply to the Chesapeake Bay Watershed.

Once the credits or offsets are certified, they must be verified. Verification means implementation of the verification plan contained in a certified credit or offset proposal as required by the Department. Verification plans require annual submittal of documentation to the Department that demonstrates that the qualifying nutrient reduction activities have taken place for the applicable compliance year.

The credits or offsets also need to be registered by the Department before they can be used in an NPDES permit. Registration occurs only after credits or offsets have been certified and verified, and a trading contract for credits has been submitted to the Department. For the Chesapeake Bay Watershed, the Department will register credits on an annual basis for use during the compliance year in which the qualifying nutrient reduction activities have taken place and will provide such credits with an annual registry number for reporting and tracking purposes.

The Department has received 66 proposals that have been submitted for review to generate nutrient reduction credits in the Chesapeake Bay Watershed. Of those, 44 have been approved, two are in review, one has been withdrawn and the remaining need additional clarification prior to certification.

Proposals under Review

The following proposals are being reviewed by the Department. Comments will be received on these projects for 30 days.

Proposal Applicant

1. Lancaster County Conservation District

Proposal Description

Nitrogen and Phosphorus credits to be generated by exporting poultry manure from Lancaster to a location outside of the watershed.

Certifications:

<i>Applicant and proposal description</i>	<i>Nitrogen Credits</i>	<i>Phosphorus Credits</i>
1. Chesapeake Nutrient Management LLC: credits to be generated by exporting poultry manure from Lancaster to a location outside of the watershed.	502,350	62,850

Verifications and Registrations:

To date, there are no verifications and registrations.

For further information about the previous information or the Department's Nutrient Trading Program, contact Ann Smith, Water Planning Office, P. O. Box 2063, Harrisburg, PA 17105-2063, (717) 787-4726, annsmith@state.pa.us or visit the Department's web site at www.depweb.state.pa.us (DEP Keywords: "Nutrient Trading").

JOHN HANGER,
Acting Secretary

[Pa.B. Doc. No. 09-576. Filed for public inspection March 27, 2009, 9:00 a.m.]

State Water Plan Notice of Approval and Adoption

In accordance with 27 Pa.C.S. Chapter 31 (relating to water resources planning), the Acting Secretary of the Department of Environmental Protection (Department), John Hanger, provides notice of approval and adoption of the Pennsylvania State Water Plan.

A draft of the State Water Plan (plan), including its regional plan components, was made available to the public in August of 2008. Six public meetings and hearings were held across this Commonwealth to collect input on the Plan. Public comments were accepted through September 30, 2008.

The six Water Resource Regional Committees formally approved the regional plan components at their public meetings in November 2008. The Statewide Water Resources Committee incorporated the regional components and approved and recommended the Plan to the Acting Secretary of the Department on December 18, 2008.

The Pennsylvania State Water Plan is available on the Department's web site at www.dep.state.pa.us, Keyword "Water Resources."

Questions concerning this announcement should be directed to Lori Mohr, Water Planning Office, P. O. Box 2063, Harrisburg, PA 17105-2063, (717) 772-4785 or laumohr@state.pa.us.

JOHN HANGER,
Acting Secretary

[Pa.B. Doc. No. 09-577. Filed for public inspection March 27, 2009, 9:00 a.m.]

DEPARTMENT OF HEALTH**Application of Blue Bell Ambulatory Surgery Center for Exception**

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Blue Bell Ambulatory Surgery Center has requested an exception to the requirements of 28 Pa. Code § 551.21(d)(2) (relating to criteria for ambulatory surgery).

This request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, paexcept@health.state.pa.us.

The facility is requesting a waiver of the comment period, as set forth in 28 Pa. Code § 51.33(c).

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Division at the previously listed address or phone numbers or for speech and/or hearing impaired persons V/TT (717) 783-6154 or the Pennsylvania AT&T Relay Service at (800) 654-5984.

EVERETTE JAMES,
Secretary

[Pa.B. Doc. No. 09-578. Filed for public inspection March 27, 2009, 9:00 a.m.]

Application of Carlisle Outpatient Surgery Center for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Carlisle Outpatient Surgery Center has requested an exception to the requirements of 28 Pa. Code §§ 551.21(d)(2) and 569.35 (relating to criteria for ambulatory surgery; and general safety precautions).

This request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, paexcept@health.state.pa.us.

The facility is requesting a waiver of the comment period, as set forth in 28 Pa. Code § 51.33(c).

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Division at the previously listed address or phone numbers or for speech and/or hearing impaired persons V/TT (717) 783-6154 or the Pennsylvania AT&T Relay Service at (800) 654-5984.

EVERETTE JAMES,
Secretary

[Pa.B. Doc. No. 09-579. Filed for public inspection March 27, 2009, 9:00 a.m.]

Application of Carlisle Outpatient Surgery Center for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Carlisle Outpatient Surgery Center has requested an exception to the requirements of 28 Pa. Code §§ 559.1 and 563.2(b) (relating to nursing department; and organization and staffing).

This facility has also requested an exception to the requirements of 28 Pa. Code § 571.1 (relating to minimum standards), which requires compliance with minimum standards contained in the following publication: *Guidelines for Design and Construction of Hospitals and Healthcare Facilities*. The facility specifically requests exemption from the following standard contained in this publication: 3.7-5.2.2.2 (relating to ceiling finishes).

This request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, paexcept@health.state.pa.us.

Persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division and address listed previously.

Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Division at the previously listed address or phone numbers or for speech and/or hearing impaired persons V/TT (717) 783-6154 or the Pennsylvania AT&T Relay Service at (800) 654-5984.

EVERETTE JAMES,
Secretary

[Pa.B. Doc. No. 09-580. Filed for public inspection March 27, 2009, 9:00 a.m.]

Application of Elk Regional Health Center for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Elk Regional Health Center has requested an exception to the requirements of 28 Pa. Code § 153.1 (relating to minimum standards), which requires compliance with minimum standards contained in the following publication: *Guidelines for Design and Construction of Hospitals and Healthcare Facilities*. The facility specifically requests exception from the following standard contained in this publication: 3.1-2.1.7.5 (relating to soiled holding room).

This request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, (717) 772-2163, ra-paexcept@state.pa.us.

Persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division and address listed previously.

Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Director, Division of Acute and Ambulatory Care at (717) 783-8980 for speech and/or hearing impaired persons V/TT (717) 783-6154 or the Pennsylvania AT&T Relay Service at (800) 654-5984 (TT).

EVERETTE JAMES,
Secretary

[Pa.B. Doc. No. 09-581. Filed for public inspection March 27, 2009, 9:00 a.m.]

Application for Exception to 28 Pa. Code § 127.32

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that the following facilities have requested an exception to the requirements of 28 Pa. Code § 127.32 (relating to written orders):

Chambersburg Hospital
Jennersville Regional Hospital
Memorial Hospital
Roxborough Memorial Hospital
Saint Vincent Health Center
The Washington Hospital
Waynesboro Hospital
York Hospital

These requests are on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, paexcept@health.state.pa.us.

The facility is requesting a waiver of the comment period, as set forth in 28 Pa. Code § 51.33(c).

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Division at the previously listed address or phone numbers or for speech and/or hearing impaired persons V/TT (717) 783-6154 or the Pennsylvania AT&T Relay Service at (800) 654-5984.

EVERETTE JAMES,
Secretary

[Pa.B. Doc. No. 09-582. Filed for public inspection March 27, 2009, 9:00 a.m.]

Application of Main Line Surgery Center for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Main Line Surgery Center has requested an exception to the requirements of 28 Pa. Code § 153.1

(relating to minimum standards), which requires compliance with minimum standards contained in the following publication: *Guidelines for Design and Construction of Hospitals and Healthcare Facilities*. The facility specifically requests exception from the following standard contained in this publication: 2.4.2 (relating to stepdown recovery room).

This request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, ra-paexcept@state.pa.us.

Persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division and address listed previously.

Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Director, Division of Acute and Ambulatory Care at (717) 783-8980 for speech and/or hearing impaired persons V/TT (717) 783-6154 or the Pennsylvania AT&T Relay Service at (800) 654-5984 (TT).

EVERETTE JAMES,
Secretary

[Pa.B. Doc. No. 09-583. Filed for public inspection March 27, 2009, 9:00 a.m.]

Application of Northwood Surgery Center for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Northwood Surgery Center has requested an exception to the requirements of 28 Pa. Code § 551.21(d)(2) (relating to criteria for ambulatory surgery).

This request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, paexcept@health.state.pa.us.

The facility is requesting a waiver of the comment period, as set forth in 28 Pa. Code § 51.33(c).

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Division at the previously listed address or phone numbers or for speech and/or hearing impaired persons V/TT (717) 783-6154 or the Pennsylvania AT&T Relay Service at (800) 654-5984.

EVERETTE JAMES,
Secretary

[Pa.B. Doc. No. 09-584. Filed for public inspection March 27, 2009, 9:00 a.m.]

Application of UPMC Mercy South Side Surgery Center for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that UPMC Mercy South Side Surgery Center has requested an exception to the requirements of 28 Pa. Code §§ 553.1, 555.2 and 555.3 (relating to principle; medical staff membership; and requirements for membership and privileges).

This request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, paexcept@health.state.pa.us.

Persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division and address listed previously.

Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Division at the previously listed address or phone numbers or for speech and/or hearing impaired persons V/TT (717) 783-6154 or the Pennsylvania AT&T Relay Service at (800) 654-5984.

EVERETTE JAMES,
Secretary

[Pa.B. Doc. No. 09-585. Filed for public inspection March 27, 2009, 9:00 a.m.]

Health Policy Board Annual Meeting Schedule for 2009

The Health Policy Board has set its calendar for the year 2009. The meeting dates are scheduled as follows:

June 17, 2009
September 16, 2009
December 16, 2009

Meetings will begin at 10 a.m. in Room 812, Health and Welfare Building, 7th and Forster Streets, Harrisburg, PA.

These meetings are subject to cancellation without notice.

For additional information or for persons with a disability who desire to attend the meeting and require an auxiliary aid, service or other accommodation to do so should contact Linda Pavlesich at (717) 772-5298 V/TT (717) 783-6514 for speech and/or hearing impaired persons or the Pennsylvania AT&T Relay Service at (800) 654-5984 (TT).

EVERETTE JAMES,
Secretary

[Pa.B. Doc. No. 09-586. Filed for public inspection March 27, 2009, 9:00 a.m.]

DEPARTMENT OF PUBLIC WELFARE

Additional Class of Disproportionate Share Payments for Critical Access Hospitals and Qualifying Rural Hospitals

The Department of Public Welfare (Department) is announcing its intent to establish an additional class of disproportionate share hospital (DSH) payments for qualifying hospitals based on the designation as a Critical Access Hospital (CAH) or as a qualifying rural hospital.

The Commonwealth is dedicated to ensuring the availability of quality care to recipients in rural areas across this Commonwealth. To maintain the system for rural health services, the Department will establish this additional class of DSH payments for CAHs and qualifying rural hospitals.

The Department will consider hospitals that have been designated as a CAH to be eligible for this additional class of DSH payments. CAHs are defined as any hospital that has qualified under section 1861(mm)(1) of the Social Security Act (42 U.S.C. § 1395x(mm)(1)) (relating to definitions) as a "critical access hospital" under Medicare. The Department will distribute payments to CAHs to reimburse at 101% of the allowable inpatient and outpatient Medical Assistance (MA) costs for services provided to eligible MA recipients, after deducting all other MA payments, including payments for services rendered, DSH payments or other supplemental payments.

The Department will distribute any remaining program funds to rural hospitals that are an acute care general hospital that is licensed as a hospital under the Health Care Facilities Act (35 P. S. §§ 448.101—448.904b), and meets all of the following:

- (a) Located in a county of the 6th, 7th or 8th class that has no more than two MA-enrolled acute care general hospitals.
- (b) Located in a county that has greater than 17% of its population that are eligible for MA or has greater than 10,000 persons eligible for MA.
- (c) Has no more than 200 licensed and staffed beds.
- (d) Does not qualify as a CAH under section 1861(mm)(1) of the Social Security Act (42 U.S.C. § 1395x(mm)(1)).

The Department will distribute any remaining funds to qualifying rural hospitals as follows:

- (a) 50% will be shared equally among the eligible hospitals.
- (b) 50% will be distributed based on each hospital's percent of total MA Fee-for-Service discharges compared to all eligible hospitals total MA Fee-for-Service discharges.

Fiscal Impact

The Fiscal Year 2008-2009 fiscal impact, as a result of this additional class of DSH payments is \$10.748 million (\$4.888 million in State General Funds and \$5.860 million in Federal Funds upon approval by the Centers for Medicare and Medicaid Services).

Public Comment

Interested persons are invited to submit written comments regarding this notice to the Department of Public

Welfare, Office of Medical Assistance Programs, c/o Regulations Coordinator, Room 515, Health and Welfare Building, Harrisburg, PA 17120. Comments received within 30 days will be reviewed and considered for any subsequent revision of the notice.

Persons with a disability who require an auxiliary aid or service may submit comments using the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

ESTELLE B. RICHMAN,
Secretary

Fiscal Note: 14-NOT-589. (1) General Fund; (2) Implementing Year 2008-09 is \$4.888 M; (3) 1st Succeeding Year 2009-10 is \$0.000 M; 2nd Succeeding Year 2010-11 is \$0.00 M; 3rd Succeeding Year 2011-12 is \$0.000 M; 4th Succeeding Year 2012-13 is \$0.000 M; 5th Succeeding Year 2013-14 is \$ 0.000; (4) 2007-08 Program—\$0 M; 2006-07 Program— \$0 M; 2005-06 Program—\$0 M; (7) MA—Critical Access Hospitals; (8) recommends adoption. Funds have been included in the budget to cover this increase.

[Pa.B. Doc. No. 09-587. Filed for public inspection March 27, 2009, 9:00 a.m.]

Payment for State Veterans' Homes; Notice of Change in Methods and Standards of Setting Payment Rates

The purpose of this notice is to announce that the Department of Public Welfare (Department) is proposing to amend the Commonwealth's Title XIX State Plan provisions to change the methods and standards for payments to State veterans' homes for Medical Assistance (MA) nursing facility services beginning April 1, 2009.

Currently, the Department determines the MA allowable costs and MA payment rates for State veterans' homes in accordance with the same provisions in the Commonwealth's approved State Plan that apply to State aftercare facilities operated by the Department. The Department receives Federal matching funds to cover a portion of the MA payments made to State veterans' homes.

The Department intends to establish a separate payment methodology for State veterans' homes effective April 1, 2009. This methodology will recognize the costs incurred by State veterans' homes to provide nursing facility services to MA eligible residents as MA Program expenditures, so long as the costs are allowable under the Department's approved State Plan and the costs are reported and certified by the State veterans' home in a form and manner specified by the Department.

To identify allowable costs, State veterans' homes will use the Medicare Provider Reimbursement Manual (CMS Pub. 15-1). The Department may specify additional allowable costs for state veterans' homes that are not allowable under the CMS Pub. 15-1, but are allowable in Attachment 4.19D, Part Ia, of the Commonwealth's State Plan.

After the close of the State veterans' home cost report period, each State veterans' home will submit a Pennsylvania specific cost report in accordance with cost reporting instructions. The State veterans' home's Pennsylvania specific cost report will be audited and the facility's audited MA allowable costs will be certified by the Department as MA allowable expenditures to the Federal

Centers for Medicare & Medicaid Services (CMS) as qualifying for Federal matching funds. The Department will compare each State veterans' home's total audited allowable MA rate year costs with each State veterans' home's interim MA payments for the rate year and reconcile the costs and payments based on the method agreed upon by the Department and the State veterans' homes.

To authorize this payment methodology for State veterans' homes the Department will submit a State Plan Amendment (SPA) to the CMS. Implementation of the proposed changes is contingent upon approval of the SPA by CMS.

Fiscal Impact

No fiscal impact will result from the establishment of the revised payment methodology for State veterans' homes.

Public Comment

Interested persons are invited to submit written comments regarding the contents of this notice to Gail Weidman, Department of Public Welfare, Office of Long-Term Living, P. O. Box 2675, Harrisburg, PA 17105. Comments received within 30 days will be reviewed and considered for any subsequent revision of the notice.

Persons with a disability who require an auxiliary aid or service may submit comments using the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

ESTELLE B. RICHMAN,
Secretary

Fiscal Note: 14-NOT-593. No fiscal impact; (8) recommends adoption.

[Pa.B. Doc. No. 09-588. Filed for public inspection March 27, 2009, 9:00 a.m.]

Payments to County Nursing Facilities; Final Rates for State Fiscal Year 2008-2009

The purpose of this notice is to announce the Department of Public Welfare's (Department) final annual rates for State Fiscal Year (FY) 2008-2009, for county nursing facilities that participate in the Medical Assistance (MA) Program.

The rates are calculated in accordance with 55 Pa. Code Chapter 1189, Subchapter D (relating to rate setting). As stated at 55 Pa. Code § 1189.91(b) (relating to per diem rates for county nursing facilities), for each rate year beginning on or after July 1, 2007, the per diem rate paid to a county nursing facility for a rate year will be the facility's prior rate year per diem rate multiplied by a budget adjustment factor (BAF).

As required by § 1189.91(d), the Department followed the formula set forth in the Commonwealth's approved State Plan to determine that the BAF for FY 2008-2009 for county nursing facilities is 1.00. The Federal Centers for Medicare and Medicaid Services (CMS) approved State Plan Amendment 08-008 on December 12, 2008.

SPA 08-008 states that for rate setting year 2008-2009, the BAF shall limit the estimated aggregate increase in the Statewide day-weighted average payment rate for MA nursing facility services for county and nonpublic nursing facilities so that the aggregate percentage rate of increase for the period that begins July 1, 2005, and ends on June 30, 2009, is limited to the amount permitted by the funds

appropriated by the General Appropriations Act of 2008 (Act 38A). The formula for this BAF as it applies to county nursing facilities is $BAF=1.00+0.01$.

The final FY 2008-2009 annual per diem rates are available on the web site for the Department of Public Welfare at: www.dpw.state.pa.us/PartnersProviders/LongTermLiving/ and at local county assistance offices throughout the Commonwealth or by contacting Gail Weidman, Office of Long-Term Living at (717) 705-3705.

Public Process

The Department published a notice in the *Pennsylvania Bulletin* announcing its proposed county per diem payment rates for FY 2008-2009 at 38 Pa.B. 6342 (November 15, 2008) and invited interested persons to submit comments. No comments were received by the Department in response to the proposed rate notice.

Appeals

Following publication of this notice, the Department will send rate letters to each county MA nursing facility to notify the facilities of their final rates for FY 2008-2009. The rate letter will also advise the facility that it may file an administrative appeal if the facility believes that the Department made any errors or otherwise disagrees with its final rates for FY 2008-2009. A provider's appeal must be in writing and filed with the Department's Bureau of Hearings and Appeals, P. O. Box 2675, Harrisburg, PA 17105, within 33 days of the date of the Department's letter notifying the facility of its final rates. Facilities should refer to 67 Pa.C.S. Chapter 11 (relating to medical assistance hearings and appeals), and to the Department's regulations at 55 Pa. Code Chapter 41 (relating to medical assistance provider appeal procedures), for more detail regarding their appeal rights and the requirements related to their written appeals.

Fiscal Impact

These changes will result in an estimated cost of \$7.775 million (\$3.545 million in State funds) for county nursing facilities in 2008-2009 compared to the final April 1, 2008 rates. Funding for these changes has been included in the MA Long-Term Care appropriation.

Public Comment

Interested persons are invited to submit written comments regarding the final rates for FY 2008-2009 to the Department at the following address: Department of Public Welfare, Office of Long-Term Living, Attention: Gail Weidman, P. O. Box 2675, Harrisburg, PA 17105. Comments received within 30 days will be reviewed and considered for any subsequent revision of the notice.

Persons with a disability who require an auxiliary aid or service may submit comments using the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

ESTELLE B. RICHMAN,
Secretary

Fiscal Note: 14-NOT-591. (1) General Fund; (2) Implementing Year 2008-09 is \$3.545 M; (3) 1st Succeeding Year 2009-10 is \$3.867 M; 2nd Succeeding Year 2010-11 is \$3.867 M; 3rd Succeeding Year 2011-12 is \$3.867 M; 4th Succeeding Year 2012-13 is \$ 3.867 M; 5th Succeeding Year 2013-14 is \$3.867 M; (4) 2007-08 Program—\$692.585

M; 2006-07 Program—\$695.279 M; 2005-06 Program—\$817.890 M; (7) Long-Term Care; (8) recommends adoption. Funds have been included in the budget to cover this increase.

[Pa.B. Doc. No. 09-589. Filed for public inspection March 27, 2009, 9:00 a.m.]

Payments to Nonpublic Nursing Facilities; Final Rates for State Fiscal Year 2008-2009

The purpose of this notice is to announce the Department of Public Welfare's (Department) final annual case-mix per diem payment rates for State Fiscal Year (FY) 2008-2009 for nonpublic nursing facilities that participate in the Medical Assistance (MA) Program.

As required by the case-mix payment methodology set forth in 55 Pa. Code Chapter 1187, Subchapter G (relating to rate setting), the Department annually sets a new MA per diem rate for each nonpublic nursing facility. Each facility's annual per diem rate is comprised of four components: resident care; other resident related; administrative; and capital.

The act of July 4, 2008 (P. L. 31, No. 44) (Act 44), among other things, directed the Department for FY 2008-2009 to apply a budget adjustment factor (BAF) to nonpublic nursing facility payment rates and continue to include the costs incurred by county nursing facilities in the rate-setting database used for the purpose of calculating nonpublic nursing facility payment rates.

The Federal Centers for Medicare and Medicaid Services (CMS) approved State Plan Amendment (SPA) 08-007 on December 12, 2008. SPA 08-007 states that the BAF for rate setting year 2008-2009 shall limit the estimated aggregate increase in the Statewide day-weighted average payment rate for MA nursing facility services for county and nonpublic nursing facilities so that the aggregate percentage rate of increase for the period that begins July 1, 2005, and ends on June 30, 2009, is limited to the amount permitted by the funds appropriated by the General Appropriations Act of 2008 (Act 38A). For the rate setting year beginning July 1, 2008, and ending June 30, 2009, the BAF for nonpublic nursing facilities is equal to .90891.

CMS approved SPA 08-015 on October 30, 2008. SPA 08-015 authorizes the Department to continue the inclusion of county nursing facility costs in the process of computing the peer group prices used to set per diem rates for nonpublic nursing facilities for FY 2008-2009.

The final FY 2008-2009 annual per diem rates are available on the web site for the Department of Public Welfare at www.dpw.state.pa.us/PartnersProviders/LongTermLiving/. As they become available, the adjusted quarterly rates for the October, January and April quarters of FY 2008-2009 will be accessible on the Department's web site, at local county assistance offices throughout this Commonwealth or by contacting Gail Weidman, Office of Long-Term Living at (717) 705-3705.

Public Process

The Department published a notice in the *Pennsylvania Bulletin* announcing its proposed case-mix per diem payment rates for FY 2008-2009 at 38 Pa.B. 6343 (November 15, 2008) and invited interested persons to submit comments. No comments were received by the Department in response to the proposed rate notice.

Appeals

Following publication of this notice, the Department will send rate letters to each MA nursing facility to notify the facilities of their final rates for FY 2008-2009. The rate letter will also advise each facility that it may file an administrative appeal if the facility believes that the Department made any errors or otherwise disagrees with its final rates for FY 2008-2009. A provider's appeal must be in writing and filed with the Department's Bureau of Hearings and Appeals, P. O. Box 2675, Harrisburg, PA 17105, within 33 days of the date of the Department's letter notifying the facility of its final rates. Facilities should refer to 67 Pa.C.S. Chapter 11 (relating to medical assistance hearings and appeals), and to the Department's regulations at 55 Pa. Code Chapter 41 (relating to medical assistance provider appeal procedures), for more detail regarding their appeal rights and the requirements related to their written appeals.

Fiscal Impact

The change in payment rates, effective July 1, 2008, will result in an estimated cost of \$32.302 million (\$14.726 million in State funds) for nonpublic nursing facilities in 2008-2009 compared to the final April 1, 2008 rates. Funding for these changes has been included in the MA Long-Term Care appropriation.

Public Comment

Interested persons are invited to submit written comments regarding this notice to the Department of Public Welfare, Office of Long-Term Living, Attention Gail Weidman, P. O. Box 2675, Harrisburg, PA 17105. Comments received within 30 days will be reviewed and considered for any subsequent revision of the notice.

Persons with a disability who require an auxiliary aid or service may submit comments using the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

ESTELLE B. RICHMAN,
Secretary

Fiscal Note: 14-NOT-590. (1) General Fund; (2) Implementing Year 2008-09 is \$14.726 M; (3) 1st Succeeding Year 2009-10 is \$16.065 M; 2nd Succeeding Year 2010-11 is \$16.065 M; 3rd Succeeding Year 2011-12 is \$16.065 M; 4th Succeeding Year 2012-13 is \$16.065 M; 5th Succeeding Year 2013-14 is \$16.065 M; (4) 2007-08 Program—\$692.585 M; 2006-07 Program—\$695.279 M; 2005-06 Program—\$817.890; (7) Long-Term Care; (8) recommends adoption. Funds have been included in the budget to cover this increase.

[Pa.B. Doc. No. 09-590. Filed for public inspection March 27, 2009, 9:00 a.m.]

DEPARTMENT OF TRANSPORTATION

Medical Advisory Board Meeting

The Transportation Medical Advisory Board (Board) will meet on Friday, April 17, 2009, at 10 a.m. and is open to the public at the Riverfront Office Center, Transportation University, 1101 South Front Street, Harrisburg, PA. Chairperson Janet L. Dolan will preside.

Members of the public interested in addressing the Board with a concern relating to medical regulations

must contact Chris Miller at (717) 783-4534 by Friday, April 10, 2009. These concerns will be discussed during "Items from the Floor" on the Agenda, which will open at 2 p.m.

The meeting location is accessible to persons with disabilities. Persons with special needs or requiring special aids are also requested to contact Chris Miller at (717) 783-4534 prior to the meeting so that disability needs may be accommodated.

ALLEN D. BIEHLER, P. E.,
Secretary

[Pa.B. Doc. No. 09-591. Filed for public inspection March 27, 2009, 9:00 a.m.]

Sale of Land No Longer Needed For Transportation Purposes

The Department of Transportation (Department), District 9-0, under section 2003(e)(7) of The Administrative Code of 1929 (71 P. S. § 513(e)(7)) intends to sell certain land owned by the Department.

The following is available for sale by the Department.

Parcel No. 1 (Reliance Savings Bank) located in Logan Township, Blair County. This parcel contains 27,041 square feet of land at the intersection of SR 0036 and Pine Street, T-612, Lakemont, also known as SR 6000, also known as SR 1021, Section PAI. Estimated Fair Market Value is \$190,000.

Interested public entities are invited to express their interest in purchasing the sites within 30 calendar days from the date of publication of this notice to Sherry Peck, Property Manager, Department of Transportation, 1620 North Juniata Street, Hollidaysburg, PA 16648-1080.

ALLEN D. BIEHLER, P. E.,
Secretary

[Pa.B. Doc. No. 09-592. Filed for public inspection March 27, 2009, 9:00 a.m.]

**INDEPENDENT
REGULATORY REVIEW
COMMISSION**

Notice of Filing of Final Rulemaking

The Independent Regulatory Review Commission (Commission) received the following regulation. It is scheduled to be considered on the date noted. The Commission's public meetings are held at 333 Market Street, 14th Floor, in Harrisburg, PA at 10:30 a.m. To obtain a copy of the regulation, interested parties should first contact the promulgating agency. If a copy cannot be obtained from the promulgating agency, the Commission will provide a copy or you can obtain a copy from our web site, www.irrc.state.pa.us.

Final-Form

<i>Reg. No.</i>	<i>Agency/Title</i>	<i>Received</i>	<i>Public Meeting</i>
57-255	Pennsylvania Public Utility Commission Retail Electricity Choice Activity Reports	3/12/09	4/23/09

ARTHUR COCCODRILLI,
Chairperson

[Pa.B. Doc. No. 09-593. Filed for public inspection March 27, 2009, 9:00 a.m.]

INSURANCE DEPARTMENT

Children's Health Insurance Program Advisory Council Meeting

The Insurance Department (Department) has scheduled a meeting of the Children's Health Advisory Council (Council) on Thursday, April 16, 2009, at 1:30 p.m. at the Rachel Carson State Office Building, Room 105, located at 400 Market Street, Harrisburg, PA 17101. The Children's Health Care Act (40 P. S. §§ 991.2301—991.2361) charges the Council with the responsibilities of overseeing outreach activities and evaluating access and quality of service provided to children enrolled in the Children's Health Insurance Program. The public is invited to attend. Persons who need accommodations due to a disability who wish to attend the meeting should contact Kirk Montrose, Insurance Department, 1300 Strawberry Square, Harrisburg, PA 17120 (717) 214-4781, at least 24 hours in advance so that arrangements can be made.

JOEL SCOTT ARIO,
Insurance Commissioner

[Pa.B. Doc. No. 09-594. Filed for public inspection March 27, 2009, 9:00 a.m.]

Senior Health Insurance Company of Pennsylvania; 40% Rate Increase Filing for Several LTC Forms; Rate Filing

Senior Health Insurance Company of Pennsylvania is requesting a 40% increase on the following forms which were originally issued by American Travelers Life Insurance Company: ATL-HHC-1, ATL-HHC-2, ATL-HHC-3, ATL-HHC-4 and ATL-HHC-87. A total of 1,722 Pennsylvania policyholders will be affected by this rate adjustment.

Unless formal administrative action is taken prior to June 4, 2009, the subject filing may be deemed approved by operation of law.

A copy of the filing is available on the Insurance Department's web site at www.ins.state.pa.us. Scroll down the home page and click on "Consumer Information" located on the left side. Next scroll down to "General Information," located in the middle of the page, and click on "Notices." The pdf copy of this filing is located at the link "Filing.pdf" following the name of the filing.

Interested parties are invited to submit written comments, suggestions or objections to James Laverty, Actuary, Insurance Department, Insurance Product Regulation and Market Enforcement, Room 1311, Strawberry Square,

Harrisburg, PA 17120, jlaverty@state.pa.us, within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

JOEL SCOTT ARIO,
Insurance Commissioner

[Pa.B. Doc. No. 09-595. Filed for public inspection March 27, 2009, 9:00 a.m.]

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Default Order

Public Meeting held
March 12, 2009

Commissioners Present: James H. Cawley, Chairperson; Tyrone J. Christy, Vice-Chairperson; Robert F. Powelson; Kim Pizzigrilli; Wayne E. Gardner

Pennsylvania Public Utility Commission; Law Bureau Prosecutory Staff v. Airnex Communications, Inc. (2006 Annual Rpt); Doc. No. C-2008-2036566; A-310794

Default Order

By the Commission:

On March 26, 2008, the Law Bureau Prosecutory Staff filed a Formal Complaint against Airnex Communications Inc. (the Respondent), a reseller of interexchange toll services carrier certificated at A-310794. In the Complaint, Prosecutory Staff alleged that the Commission sent by certified mail prior written notices to the Respondent that pursuant to 66 Pa.C.S. § 504 its 2006 Annual Report was due. The Complaint alleged that the Respondent violated 66 Pa.C.S. § 504 by failing to file its 2006 Annual Report. The Complaint requested that the Commission issue an order cancelling the Respondent's certificate of public convenience for failure to file its 2006 Annual Report.

According to the U.S. Postal return receipt, the March 26, 2008, Complaint was served on the company and signed indicating receipt but did not indicate a date. To date, more than 20 days later, no answer has been filed to the Complaint and the 2006 Annual Report has not been filed. In addition, we are not aware that Respondent has any current customers in Pennsylvania, and Respondent was never assigned any NXX codes.

The Commission puts the industry on notice that we will not hesitate to invoke our authority under the Public Utility Code to ensure timely compliance with our regulations and orders including the ordering of such other remedy as the Commission may deem appropriate. 66 Pa.C.S. §§ 504, 505, 506 and 3301. Based on Respondent's failure to file an answer to the Complaint or file its 2006 Annual Report, we conclude that revocation of Airnex Communications Inc.'s certificate of public convenience is in the public interest. Furthermore, the Commission may take other appropriate action, including the imposition of penalties under section 3301, in lieu of cancellation, if Respondent seeks relief from this Default Order; *Therefore,*

It is Ordered that:

1. The allegations in the Law Bureau Prosecutory Staff's Complaint are deemed admitted and the Complaint is thereby sustained.

2. The Secretary serve a copy of this Default Order upon the Office of Consumer Advocate, the Office of Small Business Advocate, the Office of Trial Staff, and the Attorney General's Bureau of Consumer Protection, and also cause a copy of this Default Order to be published in the *Pennsylvania Bulletin*.

3. Airnex Communications, Inc. immediately cease providing service to any new customers and, within 10 days of the entry date of this order, provide written notice to any existing customers directing each to select an alternative service provider within 30 days of the date of the notice. Such notice must include a statement of the Commission's intent to cancel the company's certificate of public convenience.

4. Thirty (30) days after publication in the *Pennsylvania Bulletin* and without further action by the Commission, the certificate(s) of public convenience held by Airnex Communications, Inc. at A-310794 shall be cancelled, and the company's name stricken from all active-utility lists maintained by the Tariff and Annual Report Section of the Commission's Bureau of Fixed Utility Services and the Assessment Section of the Bureau of Administrative Services.

By the Commission

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 09-596. Filed for public inspection March 27, 2009, 9:00 a.m.]

Default Order

Public Meeting held
March 12, 2009

Commissioners Present: James H. Cawley, Chairperson; Tyrone J. Christy, Vice-Chairperson; Robert F. Powelson; Kim Pizzigrilli; Wayne E. Gardner

Pennsylvania Public Utility Commission; Law Bureau Prosecutory Staff v. Buehner-Fry, Inc. (2006 Annual Rpt); Doc. No. C-2008-2036567; A-310504

Default Order

By the Commission:

On March 26, 2008, the Law Bureau Prosecutory Staff filed a Formal Complaint against Buehner-Fry, Inc. (the Respondent), a reseller of interexchange toll services carrier certificated at A-310504. In the Complaint, Prosecutory Staff alleged that the Commission sent by certified mail prior written notices to the Respondent that pursuant to 66 Pa.C.S. § 504 its 2006 Annual Report was due. The Complaint alleged that the Respondent violated 66 Pa.C.S. § 504 by failing to file its 2006 Annual Report. The Complaint requested that the Commission issue an order cancelling the Respondent's certificate of public convenience for failure to file its 2006 Annual Report.

According to the U.S. Postal Service return receipt, the Complaint was served on April 28, 2008. To date, more than 20 days later, no answer has been filed to the Complaint and the 2006 Annual Report has not been filed. In addition, we are not aware that Respondent has any current customers in Pennsylvania, and Respondent was never assigned any NXX codes.

The Commission puts the industry on notice that we will not hesitate to invoke our authority under the Public Utility Code to ensure timely compliance with our regula-

tions and orders including the ordering of such other remedy as the Commission may deem appropriate. 66 Pa.C.S. §§ 504, 505, 506 and 3301. Based on Respondent's failure to file an answer to the Complaint or file its 2006 Annual Report, we conclude that revocation of Buehner-Fry, Inc.'s certificate of public convenience is in the public interest. Furthermore, the Commission may take other appropriate action, including the imposition of penalties under section 3301, in lieu of cancellation, if Respondent seeks relief from this Default Order; *Therefore,*

It is Ordered that:

1. That the allegations in the Law Bureau Prosecutory Staff's Complaint are deemed admitted and the Complaint is thereby sustained.

2. That the Secretary serve a copy of this Default Order upon the Office of Consumer Advocate, the Office of Small Business Advocate, the Office of Trial Staff, and the Attorney General's Bureau of Consumer Protection, and also cause a copy of this Default Order to be published in the *Pennsylvania Bulletin*.

3. That Buehner-Fry, Inc. immediately cease providing service to any new customers and, within 10 days of the entry date of this order, provide written notice to any existing customers directing each to select an alternative service provider within 30 days of the date of the notice. Such notice must include a statement of the Commission's intent to cancel the company's certificate of public convenience.

4. Thirty (30) days after publication in the *Pennsylvania Bulletin* and without further action by the Commission, the certificate(s) of public convenience held by Buehner-Fry, Inc. at A-310504 shall be cancelled, and the company's name stricken from all active-utility lists maintained by the Tariff and Annual Report Section of the Commission's Bureau of Fixed Utility Services and the Assessment Section of the Bureau of Administrative Services.

By the Commission

JAMES, J. MCNULTY,
Secretary

[Pa.B. Doc. No. 09-597. Filed for public inspection March 27, 2009, 9:00 a.m.]

Default Order

Public Meeting held
March 12, 2009

Commissioners Present: James H. Cawley, Chairperson; Tyrone J. Christy, Vice-Chairperson; Robert F. Powelson; Kim Pizzingrilli; Wayne E. Gardner

Pennsylvania Public Utility Commission; Law Bureau Prosecutory Staff v. Nationsline North, Inc. (2006 TRS & Annual Rpts); Doc. No. C-2008-2036559; A-311362

Default Order

By the Commission:

On March 26, 2008, the Law Bureau Prosecutory Staff filed a Formal Complaint against Nationsline North, Inc. (the Respondent), a competitive local exchange carrier certificated at A-311362. In the Complaint, Prosecutory Staff alleged that the Commission sent by certified mail prior written notices to the Respondent that pursuant to

66 Pa.C.S. § 504 its 2006 Annual Report, Telecommunications Relay Service ("TRS") Annual Access Line Summary Report and Telecommunications Relay Service Annual Tracking Report (hereinafter collectively referred to as "Annual Report" and "TRS Reports") were due. The Complaint alleged that the Respondent violated 66 Pa.C.S. § 504 by failing to file its 2006 Annual Report and TRS Reports. The Complaint requested that the Commission issue an order cancelling the Respondent's certificate of public convenience for failure to file its 2006 Annual Report and TRS Reports.

According to the U.S. Postal Service return receipt, the Complaint was served on May 5, 2008. To date, more than 20 days later, no answer has been filed to the Complaint and the 2006 Annual Report and TRS Reports have not been filed. In addition, we are not aware that Respondent has any current customers in Pennsylvania, and Respondent was never assigned any NXX codes.

The Commission puts the industry on notice that we will not hesitate to invoke our authority under the Public Utility Code to ensure timely compliance with our regulations and orders including the ordering of such other remedy as the Commission may deem appropriate. 66 Pa.C.S. §§ 504, 505, 506 and 3301. Based on Respondent's failure to file an answer to the Complaint or file its 2006 Annual Report and TRS Reports, we conclude that revocation of Nationsline North, Inc.'s certificate of public convenience is in the public interest. Furthermore, the Commission may take other appropriate action, including the imposition of penalties under section 3301, in lieu of cancellation, if Respondent seeks relief from this Default Order; *Therefore,*

It is Ordered that:

1. The allegations in the Law Bureau Prosecutory Staff's Complaint are deemed admitted and the Complaint is thereby sustained.

2. The Secretary serve a copy of this Default Order upon the Office of Consumer Advocate, the Office of Small Business Advocate, the Office of Trial Staff, and the Attorney General's Bureau of Consumer Protection, and also cause a copy of this Default Order to be published in the *Pennsylvania Bulletin*.

3. The Nationsline North, Inc. immediately cease providing service to any new customers and, within 10 days of the entry date of this order, provide written notice to any existing customers directing each to select an alternative service provider within 30 days of the date of the notice. Such notice must include a statement of the Commission's intent to cancel the company's certificate of public convenience.

4. Thirty (30) days after publication in the *Pennsylvania Bulletin* and without further action by the Commission, the certificate(s) of public convenience held by Nationsline North, Inc. at A-311362 shall be cancelled, and the company's name stricken from all active-utility lists maintained by the Tariff and Annual Report Section and the TRS Reports Section of the Commission's Bureau of Fixed Utility Services and the Assessment Section of the Bureau of Administrative Services.

By the Commission

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 09-598. Filed for public inspection March 27, 2009, 9:00 a.m.]

Service of Notice of Motor Carrier Applications

The following temporary authority and/or permanent authority applications for the right to render service as a common carrier or contract carrier in this Commonwealth have been filed with the Pennsylvania Public Utility Commission. Formal protests and petitions to intervene must be filed in accordance with 52 Pa. Code (relating to public utilities). A protest shall indicate whether it applies to the temporary authority application, the permanent authority application, or both. Filings must be made with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265, with a copy served on the applicant by April 13, 2009. Documents filed in support of the applications are available for inspection and copying at the Office of the Secretary between 8 a.m. and 4:30 p.m., Monday through Friday, and at the business address of the respective applicant.

Application of the following for approval to *begin operating as common carriers for transportation of persons as described under the application.*

A-2009-2094747. Murray Paul Schrottenboer, t/a Grousel and Tours (467 Robinsonville Road, Clearville, Bedford County, PA 15535)—persons, in paratransit service, between points in the Counties of Bedford, Somerset, Fayette, Westmoreland and Allegheny.

Application of the following for the approval of the right and privilege to *discontinue/abandon operating as common carriers by motor vehicle and for cancellation of the certificate of public convenience as described under the application.*

A-2009-2094687. Zane Fenster (19961 Airport Road, Conneautville, Crawford County, PA 16406), persons in paratransit service, limited to persons whose personal convictions prevent them from owning or operating motor vehicles, from points in the County of Crawford, to points in Pennsylvania, and return.

Pennsylvania Public Utility Commission, Bureau of Transportation and Safety v. Young, Jerome D. t/a J S Services; Doc. No. A-00120557C0701

COMPLAINT

The Pennsylvania Public Utility Commission (Commission) is a duly constituted agency of the Commonwealth of Pennsylvania empowered to regulate public utilities within the Commonwealth. The Commission has delegated its authority to initiate proceedings which are prosecutory in nature to the Bureau of Transportation and Safety and other bureaus with enforcement responsibilities. Pursuant to that delegated authority and Section 701 of the Public Utility Code, the Bureau of Transportation and Safety Prosecutory Staff hereby represents as follows:

1. That all authority issued to Young, Jerome D. t/a J S Services (respondent) is under suspension effective October 10, 2007, for failure to maintain evidence of insurance on file with this Commission.
2. That respondent maintains a principal place of business at P.O. Box 131, Bethlehem, PA 18016.
3. That respondent was issued a Certificate of Public Convenience by this Commission on June 17, 2004, at Application Docket No. A-00120557.
4. That respondent has failed to maintain evidence of bodily injury and property damage liability insurance and cargo insurance on file with this Commission.

5. That respondent, by failing to maintain evidence of insurance on file with this Commission, violated 66 Pa.C.S. § 512, 52 Pa. Code § 32.2(c), and 52 Pa. Code § 32.11(a), § 32.12(a) or § 32.13(a).

Wherefore, unless respondent causes its insurer to file evidence of insurance with this Commission within twenty (20) days of the date of service of this Complaint, the Bureau of Transportation and Safety Prosecutory Staff will request that the Commission issue an Order which; (1) cancels the Certificate of Public Convenience held by respondent at Docket No. A-00120557 for failure to maintain evidence of current insurance on file with the Commission; (2) orders such other remedy as the Commission may deem to be appropriate, which may include a fine and the suspension of a vehicle registration; and (3) imposes an additional fine on the respondent.

Respectfully submitted,

Wendy J. Keezel, Chief of Enforcement
Motor Carrier Services & Enforcement Division
Bureau of Transportation and Safety
P. O. Box 3265
Harrisburg, PA 17105-3265

VERIFICATION

I, Wendy J. Keezel, Chief of Enforcement for the Motor Carrier Services and Enforcement Division of the Bureau of Transportation and Safety, hereby state that the facts above set forth are true and correct to the best of my knowledge, information and belief and that I expect that the Bureau will be able to prove same at any hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities.

Date 11-8-07

Wendy J. Keezel Chief of Enforcement
Motor Carrier Services and Enforcement
Division
Bureau of Transportation and Safety

NOTICE

A. You must file an Answer within twenty (20) days of the date of service of this Complaint. The date of service is the mailing date as indicated at the top of the Secretarial cover letter for this Complaint and Notice, 52 Pa. Code § 1.56(a). An Answer is a written explanation of circumstances wished to be considered in determining the outcome. The Answer shall raise all factual and legal arguments that you wish to claim in your defense and must include the reference number of this Complaint. Your Answer must be verified and the original and three (3) copies sent to:

James J. McNulty, Secretary
Pennsylvania Public Utility Commission
P. O. Box 3265
Harrisburg, PA 17105-3265

B. If you fail to answer this Complaint within twenty (20) days of the date of service, the Bureau of Transportation and Safety will request that the Commission issue an Order imposing a penalty. Pursuant to 66 Pa.C.S. § 3301(a), the penalty could include a fine of up to \$1,000 for each violation, the revocation of your Certificate of Public Convenience, or any other remedy as may be appropriate. Each day you continue to violate any regulation, direction, requirement, determination or Order of the Commission is a separate and distinct offense, subject to additional penalties.

C. You may elect not to contest this Complaint by causing your insurer to file proper evidence of current insurance in accordance with the Commission's regulations within twenty (20) days of the date of service of this Complaint. The proof of insurance must be filed with the

Compliance Office, Bureau of Transportation and Safety
 Pennsylvania Public Utility Commission
 P. O. Box 3265
 Harrisburg, PA 17105-3265

Upon receipt of the evidence of insurance from your insurer, the Complaint proceeding shall be closed.

Acord Certificates of Insurance and Faxed Form Es and Hs are **Unacceptable** as Evidence of Insurance.

D. If you file an Answer which admits or fails to deny the allegations of the Complaint, the Bureau of Transportation and Safety will request that the Commission issue an Order imposing a penalty, which may include the cancellation of your Certificate of Public Convenience. Should the Commission cancel your Certificate of Public Convenience, it may also impose an additional fine of up to \$1,000.

E. If you file an Answer which contests the Complaint, the matter will be assigned to an Administrative Law Judge for hearing and decision. The judge is not bound by the optional fine set forth above.

F. Alternative formats of this material are available, for persons with disabilities, by contacting the Compliance Office at (717) 787-1227.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 09-599. Filed for public inspection March 27, 2009, 9:00 a.m.]

Telecommunications

A-2009-2094987. Verizon North, Inc. and Broadview NP Acquisition Corp. Joint petition of Verizon North, Inc. and Broadview NP Acquisition Corp. for approval of amendment No. 3 to the interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

Verizon North, Inc. and Broadview NP Acquisition Corp., by its counsel, filed on March 11, 2009, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of amendment No. 3 to the interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of the Verizon North, Inc. and Broadview NP Acquisition Corp. joint petition are on file with the Commission and are available for public inspection.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 09-600. Filed for public inspection March 27, 2009, 9:00 a.m.]

Telecommunications

A-2009-2095393. Verizon North, Inc. and Broadview Networks, Inc. Joint petition of Verizon North, Inc. and Broadview Networks, Inc. for approval of amendment No. 3 to the interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

Verizon North, Inc. and Broadview Networks, Inc., by its counsel, filed on March 11, 2009, at the Pennsylvania Public Utility Commission, a joint petition for approval of amendment No. 3 to the interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of the Verizon North, Inc. and Broadview Networks, Inc. joint petition are on file with the Commission and are available for public inspection.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 09-601. Filed for public inspection March 27, 2009, 9:00 a.m.]

Telecommunications

A-2009-2095353. Verizon North, Inc. and Eureka Telecom, Inc. Joint petition of Verizon North, Inc. and Eureka Telecom, Inc., for approval of amendment No. 2 to the interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

Verizon North, Inc. and Eureka Telecom, Inc., by its counsel, filed on March 11, 2009, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of amendment No. 2 to the agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of the Verizon North, Inc. and Eureka Telecom, Inc., joint petition are on file with the Commission and are available for public inspection.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 09-602. Filed for public inspection March 27, 2009, 9:00 a.m.]

Telecommunications

A-2009-2095383. Verizon Pennsylvania, Inc. and A.R.C. Networks, Inc. Joint petition of Verizon Pennsylvania, Inc. and A.R.C. Networks, Inc. for approval of amendment No. 5 to the interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

Verizon Pennsylvania, Inc. and A.R.C. Networks, Inc., by its counsel, filed on March 11, 2009, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of amendment No. 5 to the interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of the Verizon Pennsylvania, Inc. and A.R.C. Networks, Inc. joint petition are on file with the Commission and are available for public inspection.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 09-603. Filed for public inspection March 27, 2009, 9:00 a.m.]

Telecommunications

A-2009-2095416. Verizon Pennsylvania, Inc. and ATX Licensing, Inc. Joint petition of Verizon Pennsylvania, Inc. and ATX Licensing, Inc. for approval of amendment No. 6 to the interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

Verizon Pennsylvania, Inc. and ATX Licensing, Inc., by its counsel, filed on March 11, 2009, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of amendment No. 6 to the interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of the Verizon Pennsylvania, Inc. and ATX Licensing, Inc. joint petition are on file with the Commission and are available for public inspection.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 09-604. Filed for public inspection March 27, 2009, 9:00 a.m.]

Telecommunications

A-2009-2095327. Verizon Pennsylvania, Inc. and Broadview NP Acquisition Corp. Joint petition of Verizon Pennsylvania, Inc. and Broadview NP Acquisition Corp. for approval of amendment No. 3 to the interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

Verizon Pennsylvania, Inc. and Broadview NP Acquisition Corp., by its counsel, filed on March 11, 2009, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of amendment No. 3 to the interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of the Verizon Pennsylvania, Inc. and Broadview NP Acquisition Corp. joint petition are on file with Commission and are available for public inspection.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 09-605. Filed for public inspection March 27, 2009, 9:00 a.m.]

Telecommunications

A-2009-2095401. Verizon Pennsylvania, Inc. and Broadview Networks, Inc. Joint petition of Verizon Pennsylvania, Inc. and Broadview Networks, Inc. for approval of amendment No. 3 to the interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

Verizon Pennsylvania, Inc. and Broadview Networks, Inc., by its counsel, filed on March 11, 2009, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of amendment no. 3 to the interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of the Verizon Pennsylvania, Inc. and Broadview Networks, Inc. joint petition are on file with the Commission and are available for public inspection.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 09-606. Filed for public inspection March 27, 2009, 9:00 a.m.]

Telecommunications

A-2009-2095422. Verizon Pennsylvania, Inc. and Eureka Telecom, Inc. Joint petition of Verizon Pennsylvania, Inc. and Eureka Telecom, Inc. for approval of amendment No. 2 to the interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

Verizon Pennsylvania, Inc. and Eureka Telecom, Inc., by its counsel, filed on March 11, 2009, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of amendment No. 2 to the interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of the Verizon Pennsylvania, Inc. and Eureka Telecom, Inc. joint petition are on file with the Commission and are available for public inspection.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 09-607. Filed for public inspection March 27, 2009, 9:00 a.m.]

PHILADELPHIA REGIONAL PORT AUTHORITY

Proposal for Project

The Philadelphia Regional Port Authority (PRPA) will accept proposals for Project No. 09-038.B Demolition and Removal of Superstructure—Pier 124 South, until 2 p.m. on Thursday, May 7, 2009. The proposal documents can be obtained from the Director of Procurement, PRPA, 3460 North Delaware Avenue, 2nd Floor, Philadelphia, PA 19134, (215) 426-2600 and will be available April 7, 2009. PRPA is an equal opportunity employer. Firms must comply with all applicable equal employment opportunity laws and regulations. A site visit is scheduled for 10 a.m. on Tuesday, April 14, 2009. Meet at PRPA, 3460 North Delaware Avenue, 2nd Floor large conference room.

JAMES T. MCDERMOTT, Jr.,
Executive Director

[Pa.B. Doc. No. 09-608. Filed for public inspection March 27, 2009, 9:00 a.m.]

Proposal for Project

The Philadelphia Regional Port Authority (PRPA) will accept proposals for Project No. 09-039.B Development and Operation of TMT Layberth, until 2 p.m. on Thursday, April 30, 2009. The proposal documents can be obtained from the Director of Procurement, PRPA, 3460 North Delaware Avenue, 2nd Floor, Philadelphia, PA 19134, (215) 426-2600 and will be available March 31, 2009. PRPA is an equal opportunity employer. Firms must comply with all applicable equal employment opportunity laws and regulations. A site visit is scheduled for 10 a.m. on Tuesday, April 7, 2009. Meet at PRPA, 3460 North Delaware Avenue, 2nd Floor large conference room.

JAMES T. MCDERMOTT, Jr.,
Executive Director

[Pa.B. Doc. No. 09-609. Filed for public inspection March 27, 2009, 9:00 a.m.]

THADDEUS STEVENS COLLEGE OF TECHNOLOGY

Request for Bids

Thaddeus Stevens College of Technology is soliciting bids for Project No. 08-0007 for the equipment and parts needed to install three mini split Sanyo AC systems. Installation will not be included in the bid. Bid documents can be obtained from Nancy Froeschle, Thaddeus Stevens College, 750 East King Street, Lancaster, PA 17602, (717) 299-7787 or e-mail froeschle@stevenscollege.edu until April 7, 2009.

DR. WILLIAM E. GRISCOM,
President

[Pa.B. Doc. No. 09-610. Filed for public inspection March 27, 2009, 9:00 a.m.]

